

प्राधिकार से प्रकाशित

# PUBLISHED BY AUTHORITY

सं० 46] नई विल्ली, शनिवार, नगम्बर 12, 1966/कॉर्तिक 21, 1888 No. 46] NEW DELHI, SATURDAY, NOVEMBER 12, 1966/KARTIKA 21, 1888

इस भाग में भिन्न पृष्ठ संस्था ही जाती हैं जिससे कि यह अलग संकलन के रूप में रखा जा सके।

Separate paging is given to this Part in order that it may be filed as a separate compilation.

## नीटिस NOTICE

नीचे लिखे भारत के ग्रमाधारण राजपत्र 1 नक्षम्बर 1966 तक प्रकाशित किये गये :--

The undermentioned Gazettes of India Extraordinary were published up to the 1st November, 1966:—

Issue N		atė	Issued by	Subject		
346	S.O. 3262, dated October, 1966	<b>2</b> 6th	Ministry of Finance	Exempting certain goods from the duty of customs leviable thereon as specified therein.		
347	S.O. 3253, dated October, 1966.	29th	Ministry of Commerce	Further amendments to the Exports (Control) Order, 1962,		
348	S. O. 3254, dated October, 1966.	29th	Ministry of Food, Agriculture, Community Development and Cooperation.			
349	S.O. 3265, dated October, 1966,	31st	Ministry of Labour, Employment and Re- habilitation.	Amendments to the notification in the late Department of Social Security No. S.O. 435, dated the 30th January, 1965.		

Issue No		te	Issued bý	Subject
[350	S. O. 3266, dated 3 October, 1966,	Ist	Ministry of Home Affairs	Rescinding S. R. O. 3524, dated the 4th November, 1957.
351	S. O. 3267, dated November, 1966.	18t	Do.	Delegation of powers to the Administrator of Union territory of Chandigarh.
	S. O. 3268, dated Niovember, 1966.	Ist	Do.	The Conditions of Service of Union Territory of Chandigarh Employees Rules, 1966.
	S. O. 3269, dated November, 1966.	Ist	Do,	Delegation of powers and functions of the State Government to the Administrator of the Union ter- ritory of Chandigarh.
,	S. O. 3270, dated November, 1966.	Is	e Do.	Direction that all appointments to Central Civil Services, Class I, and Central Civil posts, class I, under the Chandigarh Administration, shall be made by the Administrator of the Union territorry of Chandigarh.

ऋपर लिखे ग्रसाधारण राजपत्नों की प्रतियां प्रकाशन प्रबन्धक, सिविल लाइन्स, दिल्ली के नाम मांगपत्र भेजने पर भेज दी जाएंगी। मांगपत्र प्रबन्धक के पास इन राजपत्नों के जारी होने की तारीख से 10 दिन के भीतर पहुंच जाने चाहिएं।

Copies of the Gazettes Extraordinary mentioned above will be supplied on indent to the Manager of Publications, Civil Lines, Delhi. Indents should be submitted so as to reach the Manager within ten days of the date of issue of these Gazettes.

# भाग II—ख्या 3—उपख्या (ii)

# PART II—Section 3—Sub-section (ii)

(रक्षा मंत्रालय को छोड़कर) भारत सरकार के मंत्रालयों और (संघ क्षेत्र प्रशासन को छोड़कर) केन्द्रीय प्राधिकरणों द्वाराजारी किए गए विधिक आदेश और अधिसूचनाएं :

Statutory orders and notifications issued by the Ministries of the Government of India (other than the Ministry of Defence) and by Central Authorities (other than the Administration of Union Territories).

### MINISTRY OF EXTERNAL AFFAIRS

New Delhi, the 31st October 1966

S.O. 3394.—In exercise of the powers conferred by Section 3 of the Emigration Act, 1922 (VII of 1922), the Central Government hereby appoint Shri J. B. Pitchamuttu to be Protector of Emigrants, Nagapattinam, with effect from the afternoon of October 7, 1966, vice Shri T. C. Nityanandam transferred.

S.O. 3395.—In exercise of the powers conferred by Section 3 of the Emigration Act, 1922 (VII of 1922), the Central Government hereby appoint Shri T. C. Nityanandam to be Protector of Emigrants, Mandapam Camp and Tuticorin with effect from the afternoon of October 12, 1966, vice Shri A. V. Palanivelu transferred. [No. F. 3(19)V.IV/60.]

[No. CPEO/12/66.]

C. S. V. SUNDARAM, Attache (PVA):

### CENTRAL BOARD OF DIRECT TAXES

### ESTATE DUTY

New Delhi, the 31st October 1966

- S.O. 3396.—In exercise of the powers conferred by the second proviso to subsection (2) of Section 4 of the Estate Duty Act. 1953 (34 of 1953) and in supersession of its notification No. 7/F. No. 21/35/64-ED, dated the 11th May, 1964 published as S.O. 1709 in Part II. Section 3, Sub-section (ii) of the Gazette of India dated the 23rd May, 1964, the Central Board of Direct Taxes hereby directs that every Income-tax Officer appointed to be an Assistant Controller and posted to the Estate Duty cum Income-tax Circle, Jullundur shall perform his functions as Assistant Controller in the said Circle to the exclusion of all other Assistant Controllers in respect of the estates of all deceased persons who, immediately before their death, were being or would have been assessed to Income-tax, had they derived any taxable income in any Income-tax Circle, the headquarters of which lies within the revenue districts of—
  - (i) Amritsar, Bhatinda, Ferozepur, Jullundur. Hoshiarpur, Ludhiana, Gurdaspur and Kapurthala of the Punjab State;
  - (li) Kangra, Chamba, Lahaul, and Spiti of Himachal Pradesh; and
  - (iii) Srinagar, Baramula, Anantnag, Ladakh, Jammu, Udhampur, Kathua, Poonch and Doda of the State of Jammu and Kashmir.
  - 2. This notification shall come into force from the 1st November, 1966.

### Explanatory Note.

[This note does not form a part of the notification but is intended to be merely clarifiactory.]

This notification has become necessary due to the passing of the Punjab Reorganisation Act, 1966.

[No. 15/F. No. 21/135/66-ED.]

- **S.O.** 3397.—In exercise of the powers conferred by the second proviso to subsection (2) of Section 4 of the Estate Duty Act, 1953 (34 of 1953) and in supersession of its notification No. 8/F. No. 21/35/64-ED dated the 11th May, 1864 published as S.O. 1710 in Part II. Section 3, Sub-section (il) of the Gazette of India dated the 23rd May, 1964, the Central Board of Direct Taxes hereby directs that every Income-tax Officer appointed to be an Assistant Controller and posted to the Estate Duty cum Income-tax Circle, Patiala shall perform his functions as Assistant Controller in the said Circle to the exclusion of all other Assistant Controllers in respect of the estates of all deceased persons who immediately before their death, were being or would have been assessed to Income-tax, had they derived any taxable income in any Income-tax Circle, the head quarters of which lies within the revenue districts of—
  - (i) Jind, Ambala, Rohtak, Mohindergarh, Gurgaon, Hissar and Karnal of the Haryana State;
  - (ii) Patiala, Sangrur and Rupar of the Punjab State;
  - (iii) Simla, Sirmur, Mahasu, Bilaspur, Mandi, Kulu and Kinnur of Himachal Pradesh; and
  - (iv) Union Territory of Chandigarh.
  - 2. This notification shall come into force from the 1st November, 1966.

### Explanatory Note.

[This note does not form a part of the notification but is intended to be merely clarificatory.]

This notification has become necessary due to the passing of the Punjab Reorganisation Act, 1966.

[No. 16/F. No. 21/135/66~ED.]

N. K. DUTT, Under Secy.

### INCOME TAX

### New Delhi, the 1st November 1966

S.O. 3398.—In exercise of the powers conferred by sub-section (1) of section 122 of the Income-tax Act, 1961 (43 of 1961) and of all other powers enabling it in that behalf, the Central Board of Direct Taxes hereby makes the following further amendments in the schedule appended to its Notification No. 4-Incometax, dated the 14th January, 1966, namely:—

Against A-Range, Nagpur, under column 2 the following shall be added: "11. H-Ward, Nagpur."

Explanatory Note

The amendment has become necessary on account of creation of 'H-Ward, Nagpur' in the Commissioner's charge.

(The above note does not form a part of the Notification but is intended to be merely clarificatory).

[No. 111/F. No. 50/10/66-ITJ.]

S.O. 3399.—In exercise of the powers conferred by sub-section (1) of section 122 of the Income-tax Act. 1961 (43 of 1961) and of all other powers enabling it in that behalf, the Central Board of Direct Taxes hereby makes the following further amendment in the schedule appended to its Notification No. 17 (F. No. 50/4/66-ITJ) dated the 14th January, 1966 namely:

In the said schedule against Akola Range, Akola under column 2, the following shall be added:

- A-Ward, Yeotmal.
- 12. B-Ward, Yeotmal.

### Explanatory Note:

The amendment has become necessary on account of creation of new wards known as A and B Wards, Yeotmal in the Commissioner's charge.

(This note does not form part of the notification but is intended to be merely clarificatory).

[No. 112/F. No. 50/4/66-ITJ.]

P. G. GANDHI, Under Secy.

### CENTRAL EXCISE COLLECTORATE, ALLAHABAD

(Vth Amendment to Notification No. 6/CE6/63, dated 6-5-1963)

Allahabad, the 19th October 1966

- **S.O. 3400.**—In exercise of the powers conferred on me by rule 5 of the Central Excise Rules 1944, the following further amendment is made in this Collectorate Notification No. 6/CE/63 dated 6-5-1963, namely:—
  - "In the Table annexed to the said Notification, rule "144" appearing in column 3 against each of the Sl Nos. 1, 2, 3, 4 and 5 and the corresponding entry relating to the said rule appearing in column 4 of the said Table shall be deleted."

[No. 4-C.E/66,]

V. PARTHASRATHY, Collector.

### . G. . . OF .

### POONA CENTRAL EXCISE COLLECTORATE

Poona, the 28th October 1966

- S.O. 3401.—In exercise of the powers conferred on me under Rule 233 of the Central Excise Rules, 1944, I issue the following supplementary instructions for the guidance of the manufacturers of matches in this Collectorate.
  - (1) All manufacturers of matches shall maintain an account of Raw material such as wax, sulphur and potassium Chlorate used in the manufacture of matches in form 'A' enclosed with this notification.
  - (2) The monthly accounts shall be produced before the factory officer at the end of each month for his verification.
  - (3) The manufacturers shall submit a monthly return in duplicate of the above raw materials used in the manufacture of matches. Such returns shall be submitted within seven days after the close of each month to which it relates, to the Factory officer in form 'B' enclosed with this Notification.
- 2. The Notification No. S.O. 2076 published in the Gazette of India Part II Section 3(ii) dated the 9th July, 1966, is hereby cancelled.

### FORM 'A'

Month — Year — Year			Description Materials	of Raw	Wax Sulphur Potassium Chlorate		
			(Separate sect materials)	ions to be op	ened for each of	f the raw	
Name of fa	ctory and its	category	<del></del>	<del></del>			
S. No.	Date	Opening balance kgs.	Qty, received Kgs.	Total of Col. 3 & 4 kgs.	Quantity con- sumed in the production of matches kgs.	Quantity consumed otherwise if any kgs.	
I	2	3	4	5	6	7	
·		<u>.</u>		·	•	,	
Column	balance is 5—6+7. Kgs.	matche tures 50 sti		Consumption 100 gross box . 50s.		Remarks	
. 8	<u> </u>		9	CT		11	

		Form '	В'							
Month-	· <del></del>	<del></del>	Ra	inge	·					
Year———		<del></del>	Circle—————							
			Co	llectorate						
Monthly	return of	Raw materials us	sed in the mar	iufacture of	matches.					
Name of facto	ry and its ca	tegory: —								
Description of Raw ma- terials	Opening balance kgs.	Quantity received kgs.	Total of columns kgs.	Quantity consumed in the pro- duction of matches kgs.	Quantity consumed otherwise if any kgs.					
I	2	3	4	5	6					
				<u> </u>						
Closing balance minus Cols. (5) kgs.	Col. (4) ) & (6).	*Q ignitive of matches manufactured (Boxes of 50s.) Gross Single	Consumption 100 Gross b of 50s.		Remarks					
7		8	9	· · · · · · · · · · · · · · · · · · ·	10					
ı. Wax.										
z. Sulph	nur.									
3. Potas	sium chlorat	c.								
*Column	8 may be sub	o-divided to account	for booklet match	nes of 20 sticks	wherever neces					

sary.

[No. 12/66.]

A. K. BANDYOPADHYAY, Collector.

### CENTRAL EXCISE COLLECTORATE, M.P. & VIDARBHA

Nagpur, the 30th October 1966

S.O. 3402.—In exercise of the powers conferred under Rules 15 and 16 of the Central Excise Rules, 1944, I hereby notify that the following further amendment shall be made in this Collectorate Notification No. 13/1960 (C. Ex.), dated the 7th June, 1960, since amended.

"The jurisdiction of Revenue District specified in column 2 of S. No. 34-A may be read as "Ujjain District", in place of "Mahidpur, Tarana and Barnagar Tahsils of Ujjain District".

[No. 7/66.]

### MINISTRY OF COMMERCE

### New Delhi, the 3rd November 1966

- S.O. 3403.—The Central Government having considered in consultation with the Forward Markets Commission, the application for renewal of recognition made under section 5 of the Forward Contracts (Regulation) Act, 1952 (74 of 1952) by the Hyderabad Oils and Seeds Exchange Limited, Hyderabad, and being satisfied that it would be in the interest of the trade and also in the public interest so to do, hereby grants, in exercise of the powers conferred by section 6 of the said Act, recognition to the said Exchange for a period of three years from the 15th November, 1966 to 14th November, 1969 (both days inclusive) in respect of forward contracts in groundnut oil.
- 2. The recognition hereby granted is subject to the condition that the said Exchange shall comply with such directions as may from time to time be given by the Forward Markets Commission.

[No. 34(6)-Com. Genl. (FMC)/63.]S. L. SINGLA (Mrs.), Dy. Secy.

### MINISTRY OF INDUSTRY

### ORDERS

### New Delhi, the 29th October 1966

S.O. 3404/IRDA/6/1/66.—The following list of members shall be added to the list of member of the Development Council for Leather and Leather Goods given in para 1 of this Ministry, s order No. S. O. 2735-IRDA/6/1/66 dated 9-9-1966 published in the Gazette of India dated 17-9-1966:—

S. No.	Name and address of the member	nterest representing 🖁 🖰	Chairman'i Member
21	Shri J. Vyoral, Chairman, M/s. Bata Shoe Co. (P) Ltd., 30, Shakespeare Sarani, Calcutta—16.		Member
22	Shri Sheo Narain, Member Lok Sabha, 61, North Avenue, New Delhi.	Consumers	Do.
23	Shri T. Jiyardas, Andhra Pradesh Gurukula Education Committee, H. O. Ongole, Guntur District, Andhra Pradesh.	Do.]	<b>Do.</b> (9)
24	Shri A. K. Karan, Member Secretary, Khadi & Village Industries Commis- sion Irla Road. Vile Parle (W) Bombay-56.		Do.
, 25	The Agricultural Marketing Adviser or his representative, Ministry of Food, Agriculture, Community Development and Co-operation, Directorate of Marketing and Inspection, New Sectt. Building, Nagpur.	Do.	Do.
26	Brig. K. Pennathur, Acting Executive Director, National Productivity Council, 38, Golf Links, New Delhi—3.	Do.	Do.
27	Shri Prabhakar Tripathi, Secretary, INTUC-UP Branch, 11/365 Souterganj Kanpur.	Workers	Do.

A: .

S. Name and address of the member Interest representing Chairman/Member

28 Shri Mahesh Chandra Nigam (Representative—A. I. T. U. C.), General Secretary, Kanpur Tannery & Leather Workers Union, 12/1, Gwaltoli, Kanpur (U.P.)

[No. 31(17)/66-L.IND II.]

### New Delhi, the 3rd November 1966

**S.O.** 3405.—In continuation of this Ministry's Order No. S.O.P./DC/I/66, dated the 25th October 1966 it is hereby notified that Shri M. L. Zutshi of M/s. Karamchand Thaper and Bros. Private Ltd., Calcutta mentioned in Serial No. (1) of the said order, has been nominated as 'Chairman' of the Development Council for Paper, Pulp and Allied Industries announced under the said order.

[No. LI(III)-17(154)/66-Dev. Council.] [No. S.O. P/DC/II/66.]

C. BALASUBRAMANIUM, Dy. Secy.

### MINISTRY OF MINES AND METALS

New Delhi, the 3rd November 1966

S.O. 3406.—Whereas by the notification of the Government of India in the late Ministry of Steel, Mines and Heavy Engineering (Department of Mines and Metals) S. O. 1757 dated the 14th May, 1964, under sub-section (1) of section 4 of the Coal Rearing Areas (Acquisition and Development) Act, 1957 (20 of 1977), the Central Government gave notice of its intention to prospect for coal in 123500 acres (approximately) or 500.18 hectares (approximately) of lands in the locality specified in the Schedule appended to that notification;

And whereas by the notification of the Government of India in the Ministry of Mines and Metals No. S. O. 1425 dated the 6th May, 1966, under sub-section (1) of section 7 of the said Act, the Central Government give notice specifying a further period of one year commencing from the 14th May, 1966, as the period within which the Central Government may give notice of its intention to acquire the lands or of any rights in or over such lands described in the Schedule appended to that notification;

And whereas the Central Government is satisfied that coat is obtainable in whole of the said land;

Now, therefore, in exercise of the powers conferred by sub-section (1) of section 7 of the Cone Bearing Areas (Acquisition and Devolopment) Act, 1957, the Central Government hereby gives notice of its intention to acquire:—

- (a) the lands measuring 120.00 acres (approximately) or 48.60 hectares (approximately) described in Schedule 'A' appended hereto; and
- (b) the rights to mine, quarry, dig and search for, win, work and carry away minerals in the lands measuring 1115-00 acres (approximately) or 451-58 hectares (approximately) described in the Schedule 'B' appended hereto:

Note 1.—The plans of the area covered by this notification may be inspected in the Office of the Deputy Commissioner, Dhanbad (Bihar), or in the office of the Coal Controller, 1, Council House Street, Cakcutta or in the office of the National Coal Development Corporation Ltd. (Revenue Section), Darbhanga House, Ranchi (Bihar).

Note 2.—Attention is hereby invited to the provision in section 8 of the Coal Bearing Areas (Acquisition and Development) Act, 1957, which provides as follows:

"8(1)" Any person interested in any land in respect of which a notification under section 7 has been issued may, within thirty days of the issue of the notification, object to the acquisition of the whole or any part of the land or of any rights in or over such land.

Explanation.—It shall not be an objection within the meaning of this section for any person to say that he himself desires to unitertake mining operations in the land for the production

of coal and that such operations should not be undertaken by the Central Government or by any other person.

- (2) Every objection under sub-section (1) shall be made to the competent authority in writing, and the competent authority shall give the objector an opportunity of being heard either in person or by a legal practitioner and shall, after hearing all such objections and after making such further in quiry, if any, as he thinks necessary, submit the case for the decision of the Central Government together with the record of the proceedings held by him and a report containing his recommendations on the objections.
- (3) For the purposes of this section, a person shall be deemed to be interested in land who would be entitled to claim an interest in compensation if the land or any rights in or over such land were acquired under this Act".

It may be noted that the Coal Controller, I-Council House Street, Calcutta-I, has been appointed by the Central Government as the competent authority under the Act.

#### SCHEDILLE

Moni iih Block-Extension Sub-Block-I Jharia Coalfield Drg. No. Rev/15/66 Dated 28-2-66

(showing lands to be acquired)

### 'All Rights'

Serial Numbe	Village er			Thana	Thana number	District	Area	Remark	8
I 2 3	Karitanr Bardubhi Jatudih		•	Jharia Jharia Jharia	89 92 104	Dhanbad Dhanbad Dhanbad		Part. Part. Part.	1
				Total are OR:	a: 120.00 48.60	acres (appro hectares (ap	oximately) proximately)		

### Plot numbers to be acquired in village Karitanr:

250(P), 251(P), 252(P), 200(P), 304(P), 305(P), 306, 307, 308(P), 309(P), 310, 311(P), 329(P)

Plot numbers to be acquired in village Bardubhi:

 $\begin{array}{c} 613(P), 614(P), 665(P), 667(P), 687(P), 690(P), 691(P), 703(P), 710(P), 714(P), 715(P), 719(P), \\ 723(P), 724(P), 725, 726(P), 727(P), 728(P), 730(P), 731(P), 732(P), 733 to 738, 739(P), \\ 740, 741, 742, 743, 744(P), 745(P), 746(P), 747(P), 748 to 786, 787(P), 788(P), 789(P), 790(P), \\ 791, 792(P), 793(P), 794(P), 798(P), 889(P), 890(P), 891(P), 892(P), 893(P), 894to 897, 898(P), 99(P), 900(P), 901 to 915, 916(P), 917, 918(P), 922(P), 923(P), 924(P), 925(P), 926(P), 929(P)), 30(P), 931, 932(P), 933(P), 934(P), 940(P), 972(P). \end{array}$ 

Plot numbers to be acquired in pillage Jatudih:

1(P), 541(P), 563(P), 564(P).

### Boundary Description:

- A—B line passes through plot numbers 794, 793, 792, 790, 789, 790, 788, 787, 798, 889, 890, 891, 892, 893, 892, 898, 899, 900 in village Bardubhi, through plot numbers 329, 250, 251, 252, 300 in village Karitanr and meets at point 'B'.
- B-C line passes through plot numbers 300, 205, 304, 308, 309, 311, 320, in village Karitanr, through plot numbers 940, 934, 933, 932, 930, 929, 926, 925, 924, 923, 922, 923, 918, 916, 747, 746, 747, 746, 745 and 744 in village Bardubhi and meets at point 'C'.
- C-D line passes through plot numbers 744, 665 in village Bardubhi, through plot numbers 1, 564, 563 and 54r in village Jatudih and meets at point 'D'.
- D-E line passes through plot numbers 541 and 1 in village Jatudih, through plot numbers 665 and 667 in village Bardubhi (which is also the part common boundary of Central Jharia Block 'B' acquired u/s 9 vide S.O. No. 2565 dated 9-8-65 and meets at point 'E'.
- E-F line passes through plot numbers 667, 687, 667, 690, 691, 710, 714, 715, 719 and 744 in village Bardubhi and meets at point 'F'.
- F...A line passes through plot numbers 744, 723, 724, 726, 727, 728, 703, 730, 721, 732 739, 731, 614, 972, 613 and 794 in village Bardubhi and meets at starting point 'A'.

'Mining Rights'		Sub-Bl	ock-II	Drg. No. REV/15/66 Dated 28-2-6 (Showing lands where rights to mine quarry, bore, dig and search f win, work and carry away miners are to be acquired).			
Serial Number	Village	Thana	Thana number	District	Area	Remarks .	
ı Bard	ubhi	Jharia	92	Dhanbad		Part	
		•		38.00 acres (1			

Plot numbers to be acquired in village Bardubhi:

573(P), 576(P), 577(P), 578, 579(P), 580(P), 581(P), 584(P), 585(P), 609(P), 610(P), 611, 612, 613(P) 614(P) 615 to 636, 637(P), 639(P), 667(P), 668(P), 669(P), 671(P), 673(P), 674(P), 675 to 686, 637(P), 688, 689, 690(P), 691(P), 692 to 702, 703(P), 704 to 709, 710(P), 711, 712, 713, 714(P), 715(P), 716, 717, 718, 719(P), 720, 721, 722, 723(P), 724(P), 726(P), 727(P), 728(P), 730(P), 731(P), 732(P), 739(P), 744(P), 794(P), 972(P).

### Boundary Description

- G-A line passes through plot numbers 580, 581, 584, 585, 609, 610, 613, and 794 in village Bardubhi and meets at point 'A'.
- A-F line passes through plot numbers 794, 613, 972, 614, 731, 739, 732, 731, 730, 703, 728, 727 726, 724, 723 and 744 in village Bardubhi and meets at point 'F'.
- F-E line passes through plot numbers 744, 719, 715, 714, 710, 691, 690, 667, 687, and 667, in village Bardubhi and meets at point 'E'.
- E-G line passes through plot numbers 667, 669, 668, 669, 674, 671, 674, 673, 637, 639, 577, 576, 579, 573, and 580 in village Bardubhi (which is also part common boundary of Central Jharia Block 'B' acquired u/s 9 of the Coal Act vide S.O. 2565 dated 9-8-1965) and meets at point 'G'.

### 'Maning Rights'

### Sub-Block-III

Seria Num		age		Thana	Thana number	District	Area	Remarks
- <del>-</del> -	Karitanr	<u> </u>		Jharia	89	Dhanbad		Part
2	Majhiladi	or Jogi	di.	23	91	22		,,
3	Bardubhi			55	92	55		,,
4	Phutaha			33	99	33		33
Ś	Rajasbera		-	,,	102	,,		1)
<b>6</b>	Sabaldih			,,,	103	"		,,
17	Tatudih			99	104	53		33
ˈ <b>8</b>	Gansadih			,,	105	33		,,
9	Jarma .			"	106	"		33

Total Area: 1077.00 acres (approximately)
OR: 436.19 hectares (approximately)

Plut numbers to be acquired in village Karitanr.

<sup>300(</sup>P), 301(P), 302, 303, 304(P), 305(P), 308(P), 309(P), 311(P), 312 to 320, 321(P), 322, 323, 324, 329(P).

Plot numbers to be acquired in village Majhiladi or Jogidi: 344(P), 589(P), 592 to 596, 597(P), 598(P), 599, 600, 601(P), 602(P), 603(P), 607(P).

lot numbers to be acquired in village Bardubhi :

665(P), 744(P), 745(P), 746(P), 747(P), 916(P), 918(P), 919 to 921, 922(P), 923(P), 924(P) 925(P), 926(P), 927, 928, 929(P), 930(P), 932(P), 933(P), 934(P), 935 to 939, 940(P), 941 to 963,

Plot numbers to be acquired in village Phutaha:

293(P), 496(P), 503(P), 503(P), 502(P), 510(P), 511(P), 512(P), 515(P), 516 to 524, 525(P), 526(P), 527, 528(P), 529 to 540, 541(P), 542 to 551, 552(P), 553, 554, 555(P), 556(P), 557(P) 558, 559(P), 560(P), 563(P), 564(P), 641(P), 642(P), 643, 644(P), 645 to 665, 666(P), 670(P), 671(P), 672(P), 673, 674, 675, 676(P), 677 to 685, 686(P), 687(P), 688(P), 690(P), 695(P), 725, 731, 732.

Plot numbers to be acquired in village Rajasbera:

 $\begin{array}{c} \textbf{16}(P), \textbf{17}(P), \textbf{18}(P), \textbf{19} \ \text{to} \ \textbf{30}, \textbf{31}(P), \textbf{33}(P), \ \textbf{34}(P), \textbf{35} \ \text{to} \ \textbf{152}, \ \textbf{153}(P), \ \textbf{154}(P), \ \textbf{156}(P), \ \textbf{157}(P), \\ \textbf{158}, \textbf{159}(P), \textbf{160}(P), \textbf{161} \ \text{to} \ \textbf{164}, \textbf{165}(P), \textbf{172}(P), \textbf{173}, \textbf{174}, \textbf{175}(P), \textbf{177}(P), \textbf{178} \ \text{to} \ \textbf{200}, \textbf{201}(P), \textbf{202}(P), \\ \textbf{203}(P), \textbf{204}(P), \textbf{209}(P), \textbf{211}(P), \textbf{212}, \textbf{243}(P), \textbf{244} \ \text{to} \ \textbf{247}, \textbf{248}(P), \textbf{249} \ \text{to} \textbf{278}, \textbf{280}(P), \textbf{281}, \textbf{282}(P), \\ \textbf{286}(P). \end{array}$ 

Plot numbers to be acquired in village Sabaldih:

64(P), 200(P), 201(P), 202, 203(P), 249 P), 250(P), 251(P), 255(P), 256 to 272, 273(P), 274(P) 275 to 285.

lot numbers to be acquired in village Jatudih:

I(P), I3(P), 44(P), I03(P), I04(P), I07(P), I14(P), I15(P), I16(P), I17 to I26, I27(P), I28(P), I29(P), I30(P), I36(P), I49(P), I57(P), I58 to I63, I64(P), I65(P), I66(P), I72(P), I73(P), I74 to I67, I69(P), I69(P),

Plot numbers to be agained in village Gansadih;

1 to 166, 168,

Plot numbers to be accupired in village Jarma:

I to 567.

### Boundary Description:

- B-H line passes through plot numbers 300, 301, 321, in village Karitanr, through plot numbers 589, 344, 589, 597, 598, 601, 602, 603 and 607 in village Majhiladi or Jogidi and meets at point 'H'.
- H-I line passes along the part left bank of River Damodar in villages Majhiladi or Jogidi, Bardubhi, Jatudih, Gansadih and Jarma and meets at point 'P.
- I-J line passes along the Eastern Boundary of village Jarma and part Eastern Boundary of village Rajasbera and meets at point 'J'.
- J-K-L lines pass through plot numbers 243, 241, 209, 282, 248, 280, 154, 153, 154, 157, 156, 159, 160, 165, 172, 175, 177, 204, 203, 202, in village Rajasbera, through plot numbers 695, 690, 695, in village Phutaha again through plot numbers 202, 201, 202, in village Rajasbera again through plot numbers 695, 686, 687, 688, 672, 670, 671, 676, 666, 541, 496, 526, 528, 526, 525, 508, 509, 510, 511, 505 and 298 in village Phutaha and meet at point 'L'.
- L-M-N-O lines pass through plot numbers 298, 511, 512, 515, along the part eastern boundary of plot no 552, through plot bumbers 564, 563, 560, 559, 557, 556, 555, 641, 642, 644, in village Phutaha, through plot numbers 16, 17, 18, 286, 31, 33, 34, in village Rajasbera and through plot numbers 201, 200, 203, 255, 251, 249, 250, in village Sabaldih (which is also part common boundary of Central Jharia Block acquired u/s 9 vids S.O. No. 2761 dated 20-9-1963) and meet at point 'O'.
- O-P-Q-R lines pass through plot numbers 250, 249, 273, 274, 64, in village Sabaldih, through plot numbers 253, 44, 157, 149, 166, 165, 164, 172, 173, 136, 127, 128, 129, 130, 103, 104, 107, 116, 538, 116, 115, 114, 538, 540, 539, 541, 13, 541, in village Jatudih (which is part common boundary of Central Jharia Extn. acquired u/s 9 vide S.O. No. 363 dated 20-1-1964) and meet at point 'R'.
- R-D line passes through plot number 541 in village Jatudi (which is part common boundary of Central Jharia Block-'B' acquired u/s 9 vide S.O. No. 2565 dt. 9-8-65) and meets at point 'D'
- D-C-B lines pass through plot numbers 541, 563, 564, 1, in village Jatudih, through plot numbers, 665, 744, 745, 746, 747, 746, 747, 916, 918, 923, 922, 923, 924, 925, 926, 929, 930, 923, 933, 934, 940, in village Bardubhi, through plot numbers 329, 311, 309, 308, 304, 305 and 300 in village Karitanr and meet at starting point 'B'.

S.O. 1957.—Whereas by the notification of the Government of India in the late Ministry of Steel and Mines (Department of Mines and Metals) S. O. 2361, dated the 22nd July, 1965, under sub-section (1) of section (4) of the Coal Bearing Areas (Acquisition and Development) Act, 1957 (20 of 1957) the Central Government gave notice of its intention to prospect for coal in 4672.00 acres ap proximately) or 1890-75 Hectares (approximately) of lands in the locality specified in th Schedule appended to that notification;

And whereas the Central Government is satisfied that coal is obtainable in 109.00 acres (approximately) or 44.15 hectares (approximately) of lands out of the said lands;

Now, therefore, in exercise of the powers conferred by sub-section (1) of section 7 of the Coal Bearing Areas (Acquisition and Development) Act, 1957, the Central Government hereby gives notice of its intention to acquire the lands measuring 109.00 acres (approximately) or 44.15 hec-(approximately), described in the Schedule appended hereto;

- NOTE I—The plan of the areas covered by this notification may be inspected in the Office of the Deputy Commissioner, Dhanbad (Bihar) or in the Office of the Coal Controller, if Council House Street, Calcutta or in the Office of the National Coal Developement Corporation Limited (Revenue Section) Darbhanga House, Ranchi.
- Note 2—Attention is hereby invited to the provision in section 8 of the Coal Bearing Areas (Acquisition and Development) Act, 1957, which provides as follows:-
  - "8(1) Any person interested in any land in respect of which ta notification under section 7 has been issued may, within thirty days of the issue of the notification, object to the acquisition of the whole or any part of the land or of any rights in or over such land.
  - Explanation:—It shall not be an objection within the meaning of this section for any person to say that he himself desires to undertake mining operations in the land for the production of coal and that such operations should not be undertaken by the Central Government or by any other person.
  - (2). Every objection under sub-section (1) shall be made to the competent authority in writing, and the competent authority shall give the objector an opportunity of being heard either in porson or by a legal practitioner and shall, after hearing all such objections and after making such further inquiry, if any, as he thinks necessary, submit the case for the decision of the Central Government together with the record of the proceedings held by him and a report containing his recommendations on the obiections.
  - (3) For the purposes of this section, a person shall be deemed to be interested in land who would be entitled to claim an interest in compensation if the land or any rights in or over such land were acquird under this Act".

It may be noted that the Goal Controller, I-Council House Street, Calcutta-1, has been appointed by the Central Government as the competent at thority under the Act.

### SCHEDULE

	Singra-	Block —	Drg. No. Rev/14/66					
	Jharia (	Coalfield	Dated :					
'All Rights'	Sub-Bl	ock-'A'	(Showing lands to be acquired)					
Sl. Village No.	Thana	Thana Number	District	Arca	Remarks			
r. Karitanr	Jharia	89	Dhanbad		Part			
2. Majhiladih or Jogidi	Jharia	91	Dhanbad		Part			
3. Bardubhi	. Jharia	92	Dhanbad		Part			
	TOTAL		oo acres (approx Hectares (appr					

Plot numbers to be acquired in village Karitanar;

182(P), 183(P), 184(P), 185(P), 188(P), 189(P), 192(P), 193(P), 204(P), 205(P), 206(P), 207(P), 208, 209, 210, 211(P), 212(P), 213 to 249, 250(P), 251(P), 252(P), 253 to 296, 297(P), 298(P), 300(P), 328, 329(P).

Plot numbers to be acquired in village Majhiladih or Jogidi

 $467 \ (P), \ 458 \ (P), \ 459 \ (P), \ 500 \ (P), \ 501 \ (P), \ 507 \ (P), \ 509 \ (P), \ 510 \ to \\ 523, \ 524 \ (P), \ 525 \ (P), \ 540 \ (P), \ 541, \ 542 \ (P), \ 545 \ (P), \ 576 \ (P), \ 577 \ (P), \ 578 \ (P), \ 589 \ (P).$ 

Plot numbers to be acquired in village Bardubhi :

363 (P), 365 (P), 365 (P), 605 (P), 787 (P), 788 (P), 789 (P), 792 (P), 793 (P), 794 (P), 795 (P), 795, 797, 793 (P), 799, 800, 801 (P), 802 to 809, 800 (P), 814 (P), 815 (P), 816 (P), 817 to 871, 872 (P), 873 to 833, 84, (P), 891 (P), 891 (P), 892, (P), 893 (P), 899 (P), 900 (P).

Boundary Description :-

A-B line passes trhough plot numbers 794, 605, 795, 266, 365, 364, 362, 801, 810, 872, 8134, 815, 816, in village GBardubhi, through plot numbers 182, 184, 183, 185, 189, 188, 192, 21, 211, 193, 207, 206, 204, 205, it village Karitaur, through plot numbers 500, 501, 509, 507, 519, 469, 468, 467, 525, 534, 540, 542, 545, 570, 577, 578, 589 in village Majhiladiah or Jogidi, again through plot numbers 297, 298, and 300, in village Karitaur and meet at point 'B'.

B-C-A lines pass through plot numbers 200, 252, 251, 250, 329 in Village Karitanr, throug. plot numbers 900, 899, 988, 892, 893, 892, 891, 890, 889, 789, 787, 788, 789, 790, 789., 790, 792, 793 and 794 in Village Bardubhi and meet at starting point 'A'.

[Nh. C 2-20 (5)/64.

RAM SAHAY,

### MINISTRY OF HEALTH AND FAMILY PLANNING

New Delhi, the 1st November 1966

- S.O. 3408.—In exercise of the powers conferred by sections 12 and 33 of the Drugs and Cosmetics Act, 1940 (23 of 1940), the Central Government hereby makes the following rules further to amend the Drugs and Cosmetics Rules, 1945, the same having been previously published as required by the said sections, namely:—
- 1. These rules may be called the Drugs and Cosmetics (Second Amendment) Rules, 1966.
  - 2. In the Drugs and Cosmetics Rules, 1945.
  - (1) In PART XV,
    - (i) for the heading "LABELLING AND PACKING OF COSMETICS", the heading "LABELLING, PACKING AND STANDARDS OF COSME-TICS" shall be substituted;
    - (ii) after rule 150, the following rule shall be added, namely:-
      - "150-A. Standards for cosmetics.—Subject to the provisions of these rules, the standards for cosmetics shall be such as may be prescribed in Schedule S."
  - (2) after Schedule R, the following schedule shall be added, namely:-

'SCHEDULE S'

(See rule 150A)

### Standards for cosmetics

1. Standards for Alcoholic Fragrance Solutions.—Alcoholic Fragrance Solutions, such as 'Eau-de-Cologne' (by whatever name called) which are intended for sale, shall be solutions in alcohol of perfumed oils and made according to the formula of individual manufacturers.

The alcohol used in the manufacture of such solutions shall contain one per cent of Diethyl Phthalate as a denaturant and the contents of Diethyl Phthalate in each millilitre of the solution shall be shown on the label.

The label of the container of any such Alcoholic Fragrance solution and the outer covering, if any, in which the container is packed, shall bear the following words, which shall be either printed or written in indelible ink in a conspicuous manner, namely:—

"HARMFUL IF TAKEN INTERNALLY".

[No. F. 1-15/66-D.]

AMAR NATH VARMA, Under Secy.

### MINISTRY OF TRANSPORT & AVIATION

### (Department of Aviation and Tourism)

New Delhi, the 3rd November 1966

**S.O. 3409.**—In pursuance of sub-clause (b) of clause 2 of the Imported Tourist Cars (Control) Order, 1961 and in supersession of the Notification of the Government of India in the Ministry of Transport and Aviation (Department of Transport, Shipping and Tourism) No. S.O. 1949 dated 20th June, 1966. the Central Government hereby appoints Shri T. Khushal Singh, Deputy Director General, Department of Tourism, Ministry of Transport and Aviation, Government of India, to be the Controller of Imported Tourist Cars for the purposes of the said Order.

[No. 4-TTA I (58) /65.] V. SHANKAR, Secy.

### (Department of Transport and Shipping)

### (Transport Wing) CORRIGENDUM

New Delhi, the 2nd November 1966

S.O. 3410.—In the notification of the Government of India in the Ministry of Transport and Aviation, Department of Transport and Shipping (Transport Wing) No. 25-T(32)/63, dated the 20th July, 1966, for "remarks" appearing between the words 'following' and 'namely' in the preamble read 'members'.

[No. 25-T(32)/63.]

A. S. BHATNAGAR, Dy. Secy.

### DEPARTMENT OF COMMUNICATIONS

(P. & T. Board)

New Delhi, the 31st October 1966

S.O. 3411.—In exercise of the powers conferred by sub-rule (2) of rule 9, clause (b) of sub-rule (2) of rule 12 and sub-rule (1) of rule 24, read with rule 34, of the Central Civil Services (Classification, Control and Appeal) Rules, 1965, the President hereby makes the following further amendments in the notification to the Government of India in the late Ministry of Communications (Posts and Telegraphs) No. SRO 620 dated the 28th February, 1957, namely:—

In the Schedule to the said notification, in Part III-General Central Service, Class IV.—

- (1) under the heading "Circle Offices and Returned Letter Offices"; for the existing entry in column 4, against the entry "Office Superintendent" in Column 3, the entry "(i) to (iv)" shall be substituted;
- (2) under the heading "Office of the Superintendent, Postal Stores Depot", in columns 3, 4 and 5 below the existing entries, the following entries shall respectively be inserted, namely:—

Maneger

(i) to (v)

Superintendent "

[No. 44/1/66-Disc.]

D. K. AGARWAL, Asstt., Director General.

### MINISTRY OF LABOUR, EMPLOYMENT AND REHABILITATION

### (Department of Labour and Employment)

New Delhi, the 1st November 1966

S.O. 3412.—Whereas it appears to the Central Government that the employer and the majority of the employees in relation to the establishment known as Messrs Preyas Castings Private Limited, Anand Sojitra Road, Vallabh-Vidya Nagar, District Kaira, Gujarat State have agreed that the provisions of the Employees' Provident Funds Act, 1952 (19 of 1952), should be made applicable to the said establishment;

Now, therefore, in exercise of the powers conferred by sub-section (4) of section 1 of the said Act, the Central Government hereby applies the provisions of the said Act to the said establishment.

This notification shall be deemed to have come into force on the 31st day of October, 1966.

[No. 8(19)66-PF-II.]

S.O. 3413.—Whereas the State Government of Rajasthan has in pursuance of clause (d) of section 4 of the Employees' State Insurance Act, 1948 (34 of 1943), nominated Dr. S. C. Mehta, Director of Medical and Health Services, Rajasthan, Jaipur, to represent that State on the Employees' State Insurance Corporation in place of Dr. P. L. Rishi;

Now, therefore, in pursuance of section 4 of the Employees' State Insurance Act, 1948 (34 of 1948), the Central Government hereby makes the following further amendment in the notification of the Government of India in the Ministry of Labour, Employment and Rehabilitation (Department of Labour and Employment) No. S.O. 2551 dated the 9th August, 1966, namely:—

In the said notification, under the heading 'Members' and the sub-heading "[Nominated by the State Governments under clause (d) of section 4]", for the entry against item 19, the following entry shall be substituted, namely:—

"Dr. S. C. Mehta, Director of Medical and Health Services, Rajasthan, Jaipur."

[No. F. 3/18/66-HI.]

DALJIT SINGH, Under Secy.

### (Department of Labour and Employment)

New Delhi, the 1st November 1966

S.O. 3414.—In pursuance of sub-section (1) of Section 14, Sub-Section (1) of Section 15, Sections 16, 17 and 18 of the Personal Injuries (Compensation Insurance) Act, 1963 (37 of 1963), the Central Government hereby authorises the Labour Commissioner, Andaman and Nicobar Islands to exercise powers under Sections 14, 15, 16, 17 and 18 of the said Act throughout the Islands of Andaman and Nicobar and the Inspector of Factories, Andaman and Nicobar Islands appointed under Section 8(1) of the Factories Act, 1948 to exercise the powers under Sections 14 and 15 of the said Act, within their respective jurisdiction.

S.O. 3415.—In pursuance of Sub-section (1) of Section 14, Sub-Section (1) of Section 15, Sections 16, 17 and 18 of the Personal Injuries (Compensation Insurance) Act, 1963 (37 of 1963), the Central Government hereby authorises the Chief Inspector of Factories, Uttar Pradesh appointed under Section 8(2) of the Factories Act, 1948 to exercise the powers under Sections 14, 15, 16, 17 and 18 of the said Act throughout the State of Uttar Pradesh and the Inspectors of Factories, Uttar Pradesh, appointed under Section 8(1) of the Factories Act, 1948 to exercise the powers under Sections 14 and 15 of the said Act, within their respective jurisdiction.

[No. 3/40/66-Spl. II.]

S.O. 3416.—In pursuance of Sub-section (1) of Section 14, Sub-section (1) of Section 15, Sections 16, 17 and 18 of the Personal Injuries (Compensation Insurance) Act, 1963 (37 of 1963), the Central Government hereby authorises the Chief Inspector of Factories and Chief Inspector of Plantations, Mysore, appointed under Section 8(2) of the Factories Act, 1948 and Section 4(1) of the Plantations Labour Act, 1951, respectively, to exercise the powers under Sections 14, 15, 16, 17 and 18 of the said Act throughout the State of Mysore and Inspector of Factories, Mysore, appointed under Section 8(1) of the Factories Act, 1948 and Inspector of Plantations, Mysore, appointed under Section 4(1) of the Plantations Labour Act, 1951, to exercise the powers under Sections 14 and 15 of the said Act, within their respective jurisdiction.

[No. 3/40/66-Spl. III.]

K. I. VIDYASAGAR, Jt. Secy.

### (Department of Labour and Employment)

New Delhi, the 1st November 1966

S.O. 3417.—In pursuance of section 17 of the Industrial Disputes Act, 1947 (14 of 1947), the Central Government hereby publishes the following award of the Industrial Tribunal, Bombay in the Industrial dispute between the employers in relation to Messrs Shri Mankeshwar Mechanical Works, Bombay and their workmen which was received by the Central Government on 26th October, 1966.

# BEFORE THE CENTRAL GOVERNMENT INDUSTRIAL TRIBUNAL AT BOMBAY

REFERENCE No. CGIT-54 of 1965

Employers in relation to Messrs. Shri Mankeshwar Mechanical Works, Bombay.

and

Their Workmen.

PRESENT

Shri Salim M. Merchant, Presiding Officer,

APPEARANCES:

For the employers—Shri M. S. Naik, Advocate, with Shri K. R. Tripathi.

For the workmen—Shri H. K. Sowani, Advocate, with Shri S. R. Kulkarni. General Secretary; and Shri R. A. Pandit, Assistant Secretary, Transport and Dock Workers' Union.

Dated at Bombay this the 20th day of October, 1966.

INDUSTRY: Major Port State: Maharashtra.

### AWARD

The Central Government, by the Ministry of Labour and Employment's Order No. 29/55/65-LRIV, dated 23rd August 1965, made in exercise of the powers conferred by clause (d) of sub-section (1) of section 10 of the Industrial Disputes Act, 1947 (Act XIV of 1947), was pleased to refer the industrial dispute between

the parties abovenamed in respect of the subject-matters specified in the following Schedule to the said Order, to me for adjudication:—

### SCHEDULE

- (1) Whether the retrenchment of the following workers by M/s.

  Mankeshwar Mcchanical Works, 242, Reay Road, Bombay- 10 is justified? If not, to what relief are they entitled?
  - (1) Shri Lawrence Correia, Plainer,
  - (2) Shri Ramchandra V. Gangadhrey, Mistry.
  - (3) Shri Chhagan Dayah, Carpenter (Pat. Maker),
  - (4) Shri Pranjiwan Gopal, Carpenter (Pattern Maker).
  - (5) Shri Rambali Kharbhan, Mazdoor.
  - (6) Shri Kedarnath Ramnihor, Mazdoor,
  - (7) Shri Shivprasad Guftar, Mazdoor.
  - (8) Shri Abdulla Baba, Boiler maker helper.
  - (9) Shri Prasidhanarayan Shrinarayan, Mazdoor.
- (2) Whether the non-payment of salary by the above firm to the following workers from the 28th April, 1965 to the 7th May, 1965, in justified? If not to what relief are they entitled?
  - (1) Shri Ramraj Jodhai, Mazdoor.
  - (2) Shri Hasan Abdul Rehman, Mazdoor.
  - (3) Shri Jhuman Rehamatullah, Mazdoor.
  - (4) Shri Ram Murat Sadlu, Mazdoor.
  - (5) Shri Ram Dawar Bhulani, Mazdoor.
- 2. After the parties had filed their written statements, the dispute was taken up for hearing and after prolonged discussions for settlement, which I assisted, the parties at the adjourned hearing of the dispute on 15th October 1966, filed a joint application, recording the terms of settlement reached between them, and prayed that an Award be made in terms thereof. A copy of the said joint application of the parties is annexed herewith and marked Annexure 'A'. As I am satisfied that the said terms of settlement are, in the facts and circumstances of the case, fair and reasonable, I make an Award in terms recorded in Annexure 'A' which shall form part of this Award.
  - 3. No order as to costs.

(Sd.) Salim M. Merchant, Presiding Officer.

### ANNEXURE 'A'

# BEFORE THE CENTRAL GOVERNMENT INDUSTRIAL TRIBUNAL, BOMBAY REFERENCE NO. CGIT-54 OF 1965

PARTIES:

Employers in relation to Messrs. Shri Mankeshwar Mechanical Works, Bombay.

AND

Their workmen.

May It Please the Tribunal,

We, the parties abovenamed, have reached the following settlement on issues Nos. 1 and 2 under reference and pray that an award may be made in terms thereof.

Issue No 1.—On this issue the union does not press the claim of Shri Ramchandra V. Gangadhrey, Mistry (No. 2 in the list) and Shri Prasidhanarayan Shrinarayan, Mazdoor (No. 9 in the list). With regard to the remaining seven workmen concerned in this issue, parties are agreed that the employer company shall pay to each of them the amount shown against his name in full and final settlement of all their claims by way of retrenchment compensation, earned wages, notice pay, leave wages and payment in lieu of claim for reinstatement and/or re-employment. If any additional claims by way of leave wages only are

due the workmen are at liberty to take such steps as they deem fit for the recovery of such leave dues:—

		$\mathbf{R}\mathbf{s}$ .
1. Shri Lawrence Correia		810.67
2. Shri Chhagan Dayah		1258.20
3. Shri Pranjiwan Gopal	• •	1353.70
4. Shri Rambali Kharban		<b>4</b> 9 <b>3.98</b>
5. Shri Kedarnath Ramnihor		517.49
6. Shri Shivprasad Guftar		<b>5</b> 50.97
7. Shri Abdulla Baba		1016.30

Parties are agreed that the payments in full of the above amounts will be made through the union on or before 25th November 1966.

· It is agreed that the employer company will give the above workmen the necessary service certificates.

Issue No. 2.— On this issue the parties are agreed that the company shall pay to each of the five workmen mentioned therein four days' wages at the rate at which they were drawing as on 27th April 1965 in full and final settlement of their claims.

These payments will also be made through the union on or before 25th November, 1966.

It is agreed that the seven retrenched workmen will return their identity cards if they have received the same from the company on or before 30th November, 1966.

Dated at Bombay this 15th day of October, 1966.

For and on behalf of the employer company M/s. Shri Mankeshwar Mechanical Works, Bombay.

For and on behalf of the workmen represented by the Transport and Dock Workers' Union, Bombay.

K. R. TRIPATHI M. S. NAIK Advocate for Co. (Sd.) Illegible, Advocate,

Before me,

(Sd.) SALIM M. MERCHANT, Presiding Officer. 15-10-1966.

[No. 28(55)/65-LRIV.]

### New Delhi, the 3rd November 1966

S.O. 3418.—In exercise of the powers conferred by section 4 of the Iron Ore Mines Labour Welfare Cess Act. 1961 (58 of 1961), read with sub-rule (4) of rule 3 of Iron Ore Mines Labour Welfare Cess Rules, 1963, the Central Government hereby appoints Shri Prabhakar Behera, M.L.A., as a member of the Legislative Assembly on the Iron Ore Mines Labour Welfare Fund Advisory Committee constituted by the Notification of the Government of India in the late Ministry of Labour and Employment No. S.O. 2452 dated the 6th July, 1964 vice Shri Bairagi Charan Jena, who has vacated his office, consequent on his absence from three consecutive meetings of the Advisory Committee without leave of absence from the Chairman, in accordance with the provisions of clause (c) of rule 7 of the aforesaid rules, and makes the following amendment in the said Notification, namely:—

In the said Notification against entry 3 for the words and letters "Shri Bairagi Charan Jena, Member of the Legislative Assembly, Orissa", the words and letters "Shri Prabhakar Behera, Member of the Legislative Assembly, Orissa" shall be substituted.

### New Delhi, the 4th November 1966

S.O. 3419.—Whereas the Central Government is of opinion that it is necessary to enquire into the matter specified in the Schedule hereto annexed, being a matter which appears to be connected with or relevant to an industrial dispute between the employers in relation to the all major ports in India and their workmen;

And whereas the Central Government considers it desirable to refer the said matter to a Court of Inquiry;

Now, therefore, in exercise of the powers conferred by section 6 of the Industrial Disputes Act, 1947 (14 of 1947), the Central Government hereby constitutes a Court of Inquiry with Shri Salim M. Merchant, Presiding Officer, Central Government, Industrial Tribunal, Bombay, as the sole member and refers to it under clause (b) of sub-section (1) of section 10 of the said Act, the matter aforesaid.

### SCHEDULE

To enquire into the terms and conditions of service of 'C' category workmen at the major ports and having regard, inter-alia, to the Resolution of the Government of India in the Ministry of Transport and Communications (Department of Transport) No. 23-PLA(87)/58, dated the 20th July, 1958, on the report of the officer on Special Duty appointed to enquire into the demands of Port and Dock Workers published in the Gazette of India, Extraordinary, Part I, Section I on the 21st July, 1958 to recommend to the Government, to what extent and in what manner the terms and conditions of service of the aforesaid 'C' category workmen should be improved.

[No. 28(92)/64-LR.IV.]

A. L. HANDA, Under Secy.

### (Department of Labour and Employment)

New Delhi, the 2nd November 1966

S.O. 3420.—In pursuance of section 17 of the Industrial Disputes Act, 1947 (14 of 1947), the Central Government hereby published the following award of the Industrial Tribunal, Dhanbad, in the matter of an application under section 33A of the said Act, from Shri Rajaram son of Sheshrao, pump driver of Messrs Best Mine als (Private) Limited, Manegaon Mine, Tahsil Ramtek District Nagpur, which was received by the Central Government on the 19th October, 1966.

# BEFORE THE CENTRAL GOVERNMENT INDUSTRIAL TRIBUNAL AT DHANBAD

In the matter of a complaint under Sec. 33A of The Industrial Disputes Act, 1947.

### COMPLAINT NO. 6 OF 1963

(Arising out of Reference No. 6 of 1955)

### PARTIES:

Rajaram S/o Sheshrao, occupation service, C/o Sidharth Manganese Khadan Kamgar Sangh, Ramtek, Tahsil Ramtek, Dist. Nagpur.—Complainant.

Vs.

Mine Manager of Best Minerals (P) Ltd., Manegaon Mine. Tahsil Ramtek. Dist. Nagpur—Opposite Party.

### PRESENT:

Shri Raj Kishore Prasad, M.A., B.L., (Refired Judge, Patna High Court), Presiding Officer.

### APPEARANCES:

For the Complainant—Sarvashri N. H. Kumbhare, Advocate, and W. D. Sagadeo, General Secretary of the Union.

For the Opposite Party—Sarvashri B. A. Udhoji, Advocate, and S. G. Kanungo, Agent of the Company.

STATE: Maharashtra. Industry: Manganese Mine.

Camp: Nagpur, dated August 31, 1966

### AWARD

This complaint was filed on 9th January, 1963 in Reference No. 6 of 1955 by Rajaram S/o Sheshrao, who was employed as a pump driver at the Manegaon Mine of the opposite party complaining against his dismissal for having refused to go on transfer to Futale Mine on 28th June, 1959.

- 2. The opposite party filed a rejoinder, which was received at Dhanbad on 23rd July, 1966 but it was received by the Tribunal on tour at Delhi on 3rd August, 1966. The case of the management in their rejoinder was that the Tribunal has no jurisdiction to try the complaint as Reference No. 6 of 1955, in which the present complaint has been filed, is no longer pending before it as the Tribunal constituted by Shri Bindra Came to an end after his services were terminated; that Shri Salim M. Merchant the Presiding Officer of this Tribunal by his order dated 21st April, 1962 decided that he has jurisdiction to decide the dispute in Reference No. 6 of 1955 but on a Writ Application being filed before the Patna High Court, the High Court on 20th July, 1962 issued an ad-interim injunction restraining this Tribunal from taking further proceedings in Reference No. 6 of 1955 and therefore, it cannot be said that Reference No. 6 of 1955 was pending at the time the order of dismissal was passed against the complainant; that the order of dismissal being covered by the provisions of clause (b) of sub-section (2) of Sec. 33 of the Act no permission of the Tribunal as contemplated by Sub-Sec. (1) of that Section was required for dismissal of the complainant, and, therefore, there has been no contranvention of the provisions of Sec. 33 and as such the complaint under Sec. 33A was wholly incompetent; that when the complainant was transferred he refused to go and thereby he was guilty of wilful disobedience of the lawful orders and was, therefore, liable for punishment under the Standing Orders of the company; that as such a chargesheet was issued against the Complainant, and his reply thereto was considered and thereafter an enquiry was held and then the complainant was dismissed by order dated 28th August, 1960; that, therefore, the order of dismissal was perfectly valid and justified and the complainant was not entitled to any relief.
- 3. The case was fixed for hearing on 30th August, 1966 at Nagpur. Sarvashri N. H. Kumbhare, Advocate, and, W. D. Sagadeo, General Secretary of the union appeared for the complainant and Sarvashri B. A. Udhoji, Advocate, and S. G. Kanungo. Agent of the Company appeared for the opposite party.
- 4. The management filed documents which were marked Exts. M1 to M12. Shri Kumbhare took time to file documents but ultimately he did not file any document but later on Shri Sagadeo on behalf of the complainant filed written arguments although not asked by the Tribunal which were kept on the record. None of the parties examined any witness. Arguments were heard on behalf of both sides.

### Preliminary objection

- 5. As regards the preliminary objection, it is admitted by the management in para 6 of their rejoinder that Shri Sa'lm M. Merchant, my predecessor, by his order dated 21st April, 1962 decided that he has jurisdiction to decide Reference No. 6 of 1955 but they relied on the fact that the Patna High Court on a Writ petition being filed stayed the proceedings of the Tribunal in Reference No. 6 of 1955. This is quite correct but after the filing of this rejoinder, further facts have to be stated. In the Patna High Court Writ Applications were withdrawn very recently and at the instance of both the parties Reference 6 of 1955 was referred for arbitration to Shri D. Santivayva who however, refused to arbitrate and referred the matter to the Chief Labour Commissioner (Central), New De'hi for getting the dispute settled. The matter, therefore rests with him and he proposes to look into the matter next month. After that, as the stay order has been varieted automatically by withdrawal of the Writ Applications. I proposed to fix Reference No. 6 of 1955 for hearing if it is not settled meanwhile. In the circumstances, there is no merit in the objection mentioned in the rejoinder.
- 6. As regards the objection that the complaint under Sec. 33A of the Act is not convetent because there has been no contravention as mentioned in para 7 of the rejoinder. I do not think it is necessary to deal with it because Shri Udhoji did not specifically raise it at the time of the argument and I take it that he did not press it.

### On merits:

7. Facts are almost admitted that the complainant was transferred on 19th July, 1960 from Manageon mine to Futala mine by Shri Shankerlalji Kanungo. It was alleged by the complainant that Shri Kanungo was the Manager of Manageon mine only and, therefore, he had no jurisdiction over Futala mine and, as such, he was not competent to make transfer but from his Statement Ext. M 10 it appears that he is the Manager of Managaon Mine and Futala mine both and as such he has the right to order transfer of a worker from Manageon mine to Futala mine. This objection, therefore, fails and as such the order of transfer dated 19th July, 1960, which is challenged on this ground, has no merit as it was made by a proper person.

It was then stated that he was transferred not because of necessity of an engine driver but because of his claiming overtime wages and this fact is clear, from the fact that in the order of transfer, there is no mention that there is no need of engine driver at Managaon mine and that the need has really arisen at Futala mine on this ground.

The order of transfer was challenged, therfore, as not bonafide. It is admitted that this transfer order was not complied with and he did not join at Futala upto 9th August, 1960, and, therefore, a show cause notice was issued on that day, and, thereafter, the domestic enquiry was started. The only question is whether in the circumstances order can be said to be malafide. It was not denied nor it was contended before me by the union on behalf of the complainant that the management has no power to transfer any worker from one mine to another. If that be so, order of the transfer of the complainant from Manageon mine to Futala mine cannot be said to be illegal or without jurisdiction. The only question is can it be called malafide, because the management was annoyed with the complainant for demanding overtime wages. It appears from Ext. M, the report of the Conciliation Officer to the Regional Labour Commissioner dated 26th November, 1960, wherein all the facts are mentioned, that this complainant was previously working at Satak mine but was subsequently transferred to Manageon mine as per settlement dated 26th March, 1960 arrived before the Conciliation Officer (C), Nagpur. At that time there was no objection to the transfer a, to why the complainant had been transferred from Satak Mine to Manageon mine. The facts mentioned in the report of the Conciliation Officer Ext. M, which have not been controverted or denied by the union on behalf of the complainant, go to show that prima facie on the surface there was no malafide on the part of the management in transferring him this time from Manageon Mine to Fatula mine but in going deeper, as discussed hereinafter, this was not bonafide.

8. At the enquiry Shri Shankerlalji, Manager, Manageon mine and Futara mine, Ext. M 10 and Shri Pandurang, Cashier, Manageon mine Ext. M 11 were examined and the Enquiry Officer's report Ext. M 12 has referred to all the facts. It may be mentioned that Shri Pandurang Ext. M 11 was cross examined by the complainant and it appears from the enquiry report Ext. M 12 that Shri Snankerlalji Kanungo Ext. M 10 was also cross examined by the complainant but it is not so.

From the enquiry report Ext. M 12 it appears that Shri Shankerlolji Kanungo Ext. M 10 and Shri Pandurang Ext. M 11 were both cross examined by t'e complainant but from the true copy of their statements which have been filed before the Tribunal I find from Ext. M 10 that Shri Shankerlalji Kanungo was not cross examined. Further more, the statement of Shri Shankerlalji Kanungo Ext. M 10 and the statement of Pandurang Ext. M 11 do not bear the thumb impressions of the complainant in order to show that they were recorded in his presence and that there is no doubt about their genuineness. The ordinary precaution was not taken although the enquiry was made by the Agent and the General Manager himself. Another serious defect which I noticed was that after the examination of these two witnesses of the management it was the duty of the Enquiry Officer to examine the complainant against whom the enquiry was held but he was not examined at all and he was not given any chance to explain as far as I could find from the enquiry papers. This is a very serious infirmity in the enquiry and it vitiates the enquiry completely. On the admitted facts that the complainant was transferred in the rainy season without mentioning in the order of transfer as to why he was being transferred from Manageon to Futara mine coupled with the fact that he was demanding overtime wages, as admitted by the management, give me the impression that really the transfer was not bonafide and he was transferred just to punish him, otherwise, if it would have been beneficial, he would not have objected to his transfer when he did not object to his first transfer from Satak mine to Manageon mine. For the reasons given above, therefore, I hold that the enquiry is not fair and proper and in accordance with the principles of natural justice, and, therefore, it is invalid and is set aside.

- 9. After having set aside the domestic enquiry, the question is on what evidence the Tribunal can decide if the alleged misconduct of the compainant has been proved. No fresh evidence has been adduced before the Tribunal. The evidence of the two witnesses examined at the enquiry is there but as I said these statements do not bear the initials or thumb impressions of the complainant in order to show that those statements were recorded in presence of the complainant although admittedly the complainant was present throughout the enquiry. Further, as I stated earlier also, the enquiry report says that the first witness Ext. M 10 was cross examined by the complainant but Ext. M 10 itself shows that he was not closs examined. In these circumstances, I do not find there is any reliable evidence on which I can hold the complainant guilty of any misconduct.
- 10. The result, therefore, is that the complainant is allowed and his dismissal is set aside and he is reinstated to his previous job at Manageon mine with effect from 21st July, 1960 when he was refused work at Manageon mine, although ne was dismissed subsequently on 28th July, 1960, with ful back wages with effect from 21st July 1960 till the date of his reinstatement with all other benefits, to which he may be entitled and with continuity of service.
- 11. This award must be implemented within one month from the date of the award becomes enforceable under Sec. 17A of the Act after its publication under Sec. 17 of the Act.
- 12. This is the award which I make and submit to the Central Government under Sec. 15 of the Act.

(Sd.) RAJ KISHORE PRASAD, Presiding Officer. [No. F.35/20/66-LRI.]

S.O. 3421.—In pursuance of section 17 of the Industrial Disputes Act, 1947 (14 of 1947), the Central Government hereby publishes the following award of the Industrial Tribunal, Dhanbad, in the matter of an application under section 33A of the said Act, from Shri Shamrao, son of Shri Bansi and 14 others, Mine Workers, residents of Satak Mine, Tahsil Ramtek, District Nagpur, which was received by the Central Government on the 18th October, 1966.

# BEFORE THE CENTRAL GOVERNMENT INDUSTRIAL TRIBUNAL AT DHANBAD

In the Matter of a Complaint under Sec. 33A of the Industrial Disputes Act, 1947

COMPLAINT No. 2 or 1963

### PARTIES:

Shamrao s/o Bansi and 14 others, Mine Workers, residents of Satak Mine, Tahsil Ramtek, District Nagpur—Complainants.

#### Versus

Mine Manager of Best Minerals (P) Ltd., Satak Mine Tahsil Ramtek, District Nagpur—Opposite Party.

#### PRESENT:

Shri Raj Kishore Prasad, M.A., B.L. (Retired Judge, Patna High Court), Presiding Officer.

### APPEARANCES:

For the Complainants.—Sarvashri N. H. Kumbhare, Advocate and W. D. Sagadeo General Secretary of the Union.

For the Opposite Party:—Sarvashri B. A. Udhoji, Advocate and S. C. Kanungo, Agent of the Company.

STATE: Maharashtra. INDUSTRY: Manganese Mine.

### Camp: Nagpur, dated, the 30th August, 1966

### AWARD

This complaint was filed by Shamrao, WW1, and 14 others on 9th January, 1963 in Reference No. 6 of 1955 against the Best Minerals (P) Ltd., complaining that they were workers at the Manganese Mine of the opposite party at Satak but on 19th December, 1960 the opposite party issued a letter to them directing them to go and join work at old Chargaon Mine No. 1, as from 25th December, 1960, which the complainant refused to comply as the said order of transfer was improper and illegal in as much as the complainants were senior in service but in spite of

this they were chosen for transfer because of their trade union activities and also because they had complained to the management that the wages paid to them did not represent even minimum wages which the management were bound to pay. It was further alleged by the complainants that therefore, they were not allowed to join work at Satak mine with effect from 25th December, 1960 as a result of which they were dismissed from work from the said date without issuing any chargesheet against them and without holding any enquiry into the said chargesheet.

- 2. The opposite party on 4th April, 1963 filed their rejoinder in which they said that this Tribunal has no jurisdiction to try the complaint because Reference of 6 of 1955, in which the complaint was filed, was not pending, as it ended with the termination of the service of its Presiding Officer, Shri P. S. Bindra; that he management denied that the orders of transfer were either illegal or improper or that the complainants were chosen for transfer because of their trade union activities and that seniority or juniority were not criterion of the transfer of the complainants; that as the Manganese Ore depots in Satak mine were nearing exhaustion and the workers were working on piece rate basis, it was thought necessary to transfer some of the workers to other mines where they could get work and therefore the orders of transfer were passed. This would be evident from the fact that ultimately the working of Satak Mine had to be closed entirely with effect from 4th June, 1961; that it is admitted that the complainants were not allowed to join work at Satak with effect from 25th December, 1960 but it is denied that they were dismissed from the sald date; that the complainants having been transferred to Chargaon Mine were bound to report at Chargaon Mine on 24th December, 1960 but they in fact deliberately abandoned their work by not joining there; that, for these and other reasons mentioned in the statement, the complainants were not entitled to any relief.
- 3 The case was fixed for hearing at Nagpur on 28th August, 1966, S/Shri N. H. Kumbhare, Advocate and W. D. Sagadeo, General Secretary of the Union. appeared for the complainants and Shri B. A. Udhoji, Advocate, along with Shri S. G. Kanungo, Agent of the company, appeared for the management opposite party. On behalf of the opposite party documents were filed which were marked Exts. M to M4. Complainants, however, did not file any documents, but they filed written arguments, although not asked for by the Tribunal after the arguments had been concluded and award reserved, which were kept on the record. The complainants examined Shamrao, complainant No. 1, as WW 1, but the management did not examine any witness.

### Preliminary objection:

4. As regards the first objection, it is not correct to contend that this Tribunal has no jurisdiction to try the Complaint as Reference No. 6 of 1955 is not pending. The present complaint was filed before me on 9th January, 1963 during the pendency of Reference No. 6 of 1955, and, therefore, this Tribunal has complete jurisdiction to try this complaint. I may, however, mention that Shri P. S. Bindra was the Presiding Officer of this Tribunal before and after him Shri G. Palit was appointed to dispose of all the industrial disputes under Sec. 8 of the Act from the stage at which they were left. Shri G. Palit suddenly died in January 1961 and in his place Shri Salim M Merchant was appointed Presiding Officer of this Tribunal who then had took up Reference No. 6 of 1955 and before him this preliminary objection, which is taken now before me, was taken and he in a very considered judgment after mentioning the entire history of the case, rejected the preliminary objection and he d that he has juri-diction to try the dispute. Against that order the management filed a Writ petition from one High Court to another and ultimately went to the Patna High Court where two Writ applications were admitted and further proceedings in Reference No. 6 of 1955 were stayed. Only recently those Writ Applications were withdrawn by both the parties and at the instance of both the parties Reference No. 6 of 1955 was referred for arbitration to the then Labour Minister, Shri D. Sanjivayya, who, however, as he has informed me, refused to arbitrate and has now referered the matter to the Chief Labour Commissioner, Government of India, for bringing about settlement of the dispute and, therefore, the matter is pending before him. I have seen a letter written by the Chief Labour Commissioner to Shri Kumbhare, representing the workmen in that Reference, from which it appears that the Chief Labour Commissioner (Central) will take up the matter next month. For these reasons, there is no doubt that this Tribunal has jurisdiction to decide the co

management have not filed copies of the said judgments of any Court. As far as the Tribunal is concerned, as it has come on tour and Reference No. 6 of 1955 was not fixed for hearing, records of the Reference are not with the Tribunal here and, therefore, it is not possible to give the precise date of the order of Shri Salim M. Merchant. I have, however, read that order and, therefore, I can say that there is no substance in the present application and accordingly it is rejected.

- 5. As regards the second objection, the agreement dated 14th December, 1956 Ext. M between the Manganese Mine Owners and their workmen in Madhya Pradesh and Bombay State has been filed along with Annexure 'A'. It appears from the agreement Ext. M that it came into force with retrospective effect from 1st December, 1959 and according to the agreement, the agreement was to remain binding on both parties for a period of one year from the date of enforcement and was to remain in force thereafter subject to revocation of the same by either of the parties with previous notice to the other side as per the Act. It was conceded by Shri Udhoji that a notice terminating this agreement has already been served but that notice has not been filed before the Tribunal. Be that as it may, I cannot understand how this agreement can be a bar to the jurisdiction of the Tribunal to try the present complaint. Whether this agreement Ext. M would be a bar to the adjudication of Reference No. 6 of 1955 or not will be considered when that Reference will be taken up for hearing and when this agreement will be filed in that case and this objection will be considered and, therefore, as far as the present complaint is concerned, this objection is over-ruled.
- 6. After having rejected the two preliminary objections, which only were raised by Shri Udhoji, I now proceed to consider the merits of the complaint.

### On merits:

- 7. The admitted position is that the Satak Mine was temporarily closed on 4th January 1961 due to slump, as will appear from Ext.M. 3, which is the notice of closing the mine sent to the Chief Inspector of Mines on 9th June, 1961. This Satak Mine was opened for the first time on 20th April, 1939. This Satak Mine was reopened on 29th November, 1964, as will appear from Ext. M 4, which is the notice sent to the Chief Inspector of Mines, as required by the Mines Act, 1952 on 2nd December, 1964. The position, therefore, is that the mine remained temporarily closed from 4th January, 1961 to 26th November, 1964. This position is admitted by both the parties. It was admitted very frankly, and rightly on behalf of the management, that the mine was at present working since 29th November, 1964.
- 8. The only question is whether the case of the complainants that they were not allowed to work in the Satak Mine with effect from 25th December, 1960 is correct. This fact is admitted by the management to be correct because the management say in para 7 of their written statement that it is admitted that the complainants were not allowed to join work at Satak mine with effect from 25th December, 1960. The reason given according to the management was that these complainants were transferred to old Chargaon Mine No. 1 with effect from 25th December, 1960, because the Manganese Ore deposit in Satak area were under exhaustion and the workers were working on piece rate basis, and, therefore, it was thought necessary to transfer some of the workers to other mines where they could get work, and, therefore, these complainants were transferred and they were not allowed to join work at Satak Mine with effect from 25th December, 1960. The case of the complainants, however, is that they were transferred because of their trade union activities and because they complained to the management that the wages which are paid to them did not represent even minimum wages which he management was bound to pay under the agreement. On this defence Shri Kumbhare made an elaborate argument and not satisfied with it also filed written arguments saying that the transfers were malafide, because, amongst other reasons, the distance between Satak Mine and Chargaon Mine was five miles. In my opinion, it is quite unnecessary to go into the question of malafide or the attitude of the management which I am mentioning below.
- 9. On behalf of the management, Shri S. G. Kanungo, Agent of the Company, expressed willingness to give employment to these complainants in the Satak Mine, which has now started working. The complainants are also ready to go and work in the Satak Mine as now promised by the management. The difference however, between the parties is that the management say that they would not

may any compensation to the complainants, whereas, the complainants say that they have been sitting idle, and, therefore, they should be given compensation and full back wages. On this controversy two questions arise.

- 10. As regards the first question regarding employment, there is no dispute now that these complainants will now report for work at Satak Mine and the management will give them work. I, therefore, direct not because of any agreement between the parties or any compromise between them but on the evidence before me and after taking into consideration all the facts and the circumstances and the attitude of the management, that the complainants must report themselves for duty within a fortnight after the publication of the award at Satak Mine and the management must provide them with their previous jobs which they were doing at Satak Mine. I, therefore, order accordingly.
- 11. As regards the second question of compensation, it appears to me that both parties are to be blamed. If the mine was closed from 4th June, 1961 or if the management wanted to retrench these complainants on the ground mentioned. in para. 5 of their written statement, in all fairness they should have given these complainants retrenchment compensation under Sec. 25F of the Act instead of transferring them to a place which was admittedly four miles from Satak even according to the management, although five miles according to which would have meant removal of home and hearth of the complainants from Satak to a new place. Such an action of the management cannot at all be called Satar to a new place. Such an action of the management cannot at an pe camed fair and just and in the interest of justice. I am constrained to say that this action of the management was improper and unfair and not at all conducive to the welfare of their labourers and to the welfare of industrial peace and harmony. The attitude taken by WW1 in the witness box has created a very bad impression on the Tribunal. He showed eyes to the Advocate who was cross examining him on behalf of the management for which he had to be pulled up by the Tribunal and then he came to his normal senses. The Tribunal has got the impression from the attitude of WW1 that he was not willing to accept employment, and, therefore, it appears, although there is no positive evidence to that effect, that he misled the other complainants also not to join work. Be that as Be that as it may, taking the entire facts and circumstances into consideration, I think justice of the case will be met, and it would be in the interest of both the parties, to direct that the management should pay full wages to these complainants with effect from 29th November, 1964 when the mine was reopened as their transfers are set aside as being improper and unfair and they are reinstated to their previous jobs at Satak mine with effect from 29th November, 1964, with continuity of service and the fact that they did not join at Old Chargaon mine No. 1 on 25th December, 1960 will not stand in their way because admittedly they were not allowed by the management to join on 25th December, 1960 at the Salak Mine, which the management should not have done, and, therefore, these complainants will have continuity of service from 25th December, 1960, but I allow wages to each at the rate of only one-fourth of the usual wages for the period from 25th December, 1960 to 28th November, 1964.
- 12. The result, therefore, is that the complaint is allowed, the transfers of these complainants are set aside and their termination of services or their dismissals, whatever, they may be, are set aside and they are reinstated to their previous jobs at Satak Mine with effect from 29th November, 1964 with continuity of service from 25th December, 1960, when admittedly they were not allowed to join work and further that they will get full back wages from 29th November, 1964 till their re-instatement and wages at one fourth the usual rate from 25th December, 1960 when they were refused work till 28th November, 1964 till when the mine remain closed.
- 13. This is the award which I make and submit to the Central Government under Section 15 of the Act.

(Sd.) RAJ KISHORE PRASAD, Presiding Officer. [No. 35/19/66-LR-I.]

### New Delhi, the 4th November 1968

\$.0. 3422.—In pursuance of section 17 of the Industrial Disputes Act, 1947 (14 of 1947), the Central Government hereby publishes the following award of Shri S. N. Shukla, Labour Commissioner, Rajasthan, Jaipur and Arbstrator in the industrial dispute between the employers in relation to the Palana Colliery, Palana, and their workmen, which was received by the Central Government on the 29th October, 1966.

# BEFORE SHRI S. N. SHUKLA, LABOUR COMMISSIONER, RAJASTHAN, JAIPUR, ARBITRATOR

### BETWEEN

The Management of Palana Colliery, Palana, Bikaner and their workmen represented by the Palana Colliery Mazdoor Union, Khanjanchi Building, K.E.M. Road, Bikaner,

The management of the Palana Colliery, Palana, represented by Shri G. L. Mathur, Labour Welfare Officer of this Colliery and the Palana Colliery Mazdoor Union, represented by Shri Jawahar Lai Ajmani and Shri Arjun Ram, President of this Union signed an agreement under Section 10A of the Industrial Disputes Act, 1947, on 13th October, 1964, agreeing to refer the disputes as set for in the agreement, to my arbitration. The Ministry of Labour and Employment, Government of India, in pursuance of the provisions of sub-section (3) of Section 10A of the Industrial Disputes Act, 1947 (14 of 1947), published the said arbitration agreement in the Gazette of India, dated the 31st October, 1964.

- 2. The specific matters in dispute are-
  - (1) Whether the retrenchment of the workmen mentioned in Annexure
    'A' attached to the agreement was proper and justified. If not, what relief are they entitled to?
  - (2) Whether the lay off imposed on the workmen mentioned in Annexure (B) attached to the agreement, during certain periods in the months shown against each was proper and justified. If not, what relief are they entitled to?
    - (3) Whether Shri Bahadur Singh, Lamp Room Incharge, is entitled to any monetary compensation in view of non-supply of coal for his domestic use since his employment in the scale of clerks grade II. If so, what compensation should be paid to him.
    - (4) Whether termination from employment of Sarvashri Shera Ram s/o Girdhari Ram, Keshra Ram s/o Nathu Ram and Karim Khan s/o Rehman Khan from 1st October, 1962, 15th December, 1965 and 16th December, 1962 respectively, amounts to retrenchment. If so, what amount of compensation is payable to them.
- 3. The union filed its statement of claims on 7th December, 1964 and the management submitted its written statement on 19th January, 1965. Besides attending the hearings, parties also made the efforts to come to a compromise.

### Issue No. 1

- 4. The Union in its statement of claims has challenged the action of the management in retrenching workers under reference on many scores. The main contention is that the management did not comply with the procedure laid down in the Industrial Disputes Act before effecting retrenchment. It retrenched senior, old and permanent workers, and failed to apply the principle of 'first come last go', because it did not properly make out the list of seniority of workers concerned on the basis of their length of service. Lists of workers should not have been prepared categorywise. There ought to have been a list of workers as if contributing a single category as they were multipurpose workers. On this basis various earlier retrenchment of workers took place in the years 1958, 59, 63 and 1964. Hence, there was no justification for the management to depart from this practice by preparing lists categorywise. As a consequence of this many junior workers were retained and senior workers were retrenched. The union supported its argument by submitting office orders of the management to show that various types of work was taken from these workers in the past. Hence, their retrenchment on the basis of classification into categories was not just. The union, therefore, demanded the preparation of a list of workers on single category basis and then to retrench them on the principle of 'first come last go'. Further they said that there was no need for retrenchment, the management started to take workers other than those concerned in this dispute. It shows the malafide intention of the management in doing such retrenchment.
- 5. From the various office orders produced by the union, it is obvious that in the past years referred above, alternative jobs were given to the workers. But the Palana Colliery was to follow the Mazumdar Award, popularly known as Coal Award. The management, therefore, introduced these categories and classified workers accordingly. When the workers once accepted, a particular category, worked as such and earned the wages of that class, they cannot later on

change their stand. Hence, it is not open to the workers at the time of retrenchment to claim that they should not be treated as workers of their particular category, but should be treated as multipurpose workers. They might have been multipurpose workers at the beginning but once they optped for a particular category either by express or implied consent, it is binding upon them. Therefore, the claim of the union that retrenchment ought to have been done after preparing the list of workers on the basis of single category, does not hold good. The procedure of 'first come last go' has been tollowed in retrenchment, which is proper and just. Under these circumstances it cannot be said that the management did retrenchment out of malice. The retrenchment was done proper under section 25G of the Industrial Disputes Act, 1947. It is also not proved that there was no necessity of retrenchment.

### Issue No. 2

- 6. Issue No. 2 relates to the claim of full wages instead of lay off compensation to the workers included in Schedule B of the Arbitration Agreement. The management said of different workmen on different occasions due to various reasons. The union is of the view that—
  - (1) The reasons of lay off are not lawful,
  - (2) Senior workers were laid off and juniors were retained on work.
  - (3) Workers under notice of retrenchment were laid off, which is contrary to law.
- 7. The management filed copies of lay off notices and explained the circumstances leading to lay off. There have been bad conditions of mines (Order of 7th February, 1963), apprehension of fire (order of 7th September, 1962), accumulation of coal stocks (Order of 27th November, 1962), non-supply of wagons for loading of coal (Order of 19th October, 1962), scarcity of water etc. In order to find out whether lay off on these grounds are justified, Section 2(kkk) of the Industrial Disputes Act, which defines lay off is to be taken into consideration. It empowers an employer to give lay off, on account of shortage of coal, raw materials or accumulation of stocks or breakdown of machinery or for any other reason over which the employer has no control. All these reasons given above by the management fall under these categories. Hence, it cannot be said that lay off on these grounds was unjust. At the time lay offs were given the reasons were certainly beyond the control of the employers. There was no other alternative with them that to give lay off. Therefore, the contention of the union that reasons of lay offs were not lawful is not correct.
- 8. Further in cases of lay off, the law does not provide that the principle of first come last go' is to be followed as is the case in retrenchment. Therefore, the second point of contention of the workers that senior workers were laid off and junior workers were retained on work is not maintainable.
- 9. The most important point to be examined in this connection is whether workers under the notice of retrenchment can be laid off. The object of the notice of the retrenchment will certainly be defeated if workers under notice of retrenchment are also laid off during the period of notice. They are entitled to get the pay of the notice period whether the employer takes work from them during that period or not. If lay-off is permitted they will lose their wages for that period. It is not at all justified. It would mean a penalty to them. On the one hand their services are going to be terminated, on the other hand, they will lose wages for the period of lay-off during the notice period. Further Section 2(kkk) of the Industrial Disputes Act, 1947, clearly lays down that no lay-off is to be given at the time of retrenchment. Hence, the claim of the union that those workers who were given notices of retrenchment, should not have been laid off, is correct and just. All those workers, therefore, should get full wages for the period of lay off during the period of notice of retrenchment.

### Issue No. 3

- 10. Shri Bahadur Singh was working as Lamp Room Incharge to a clerical grade II post. It has been said that all the workers of his category were allowed free supply of coal for domestic use. The claim is based on sub para 1 of para 351 of the decision of the Labour Appellate Tribunal. The relevant portion of the para reads as under—
  - "All existing privileges and amenities including free housing, free supply of coal, medical and educational facilities, sick allowance, kerogene

oil, mustard oil, baskets and tools, uniforms servant allowance etc. should continue as heretofore".

It follows from this decision that if the facility of free supply of coal was available to Shri Bahadur Singh prior to the coming into force of the Award, it was to be continued in the same manner afterwards also. The monetary value of this free amenity has not been challenged by the management. I feel when the worker was deprived of a facility to which he was entitled the claim of compensation is reasonable. I, therefore, award that the management should pay Rs. 231 (Rupees two hundred and thirty one only) as claimed towards the non-supply of free coal to Shri Bahadur Singh.

#### Issue No. 4

11. This issue relates to the claim of retrenchment compensation for Sarvashri Shera Ram, Keshra Ram and Karim Khan whose services were terminated due to their ill-health. This issue was not pressed by the union. The union prayed for ex-gratia payments to these workers. I, therefore, leave this to the management to consider their cases sympathetically and see if some ex-gratia payments can be allowed.

### Conclusions.

12. In conclusion, I hold that (1) the action of the management in retrenching the workers included in Schedule 'A' of the agreement is justified. (2) Laying off the workers enlisted in Schedule 'B' except laying off those who were given notices of retrenchment was lawful and justified. As such the workers are not entitled to any compensation. (3) The lay-off given to such workers as mentioned in Schedule 'B' of agreement during the period of notice of retrenchment is not proper and just. They are entitled for full wages for the period of such law off. (4) As Shri Bahadur Singh was not allowed free supply of coal, his claim for compensation in lieu of this is justified. He shall, therefore, be paid compensation amounting to Rs. 231. (5) The Fourth issue regarding Sarvashri Shera Ram, Keshra Ram and Karim Khan is not pressed. Only request for ex-gratia payments to them is made by the Union. It is left to the employer to consider over it sympathetically.

S. N. SHUKLA,

Labour Commissioner Rajasthan, Jaipur and Arbitrator. Dated Jaipur, the 15th October, 1966

ANNEXURE "A"

Names of workers relevant to Issue No. 1 under Arbitration Agreement dated the 13th October, 1964.

S1. <b>N</b> o.	Name with Father's name			Designation	Wage Category/ grade under Coal Award	Date from which retrenched
I				3	4.	5
I	Shri Ram Lal, s/o Sh. Dungar Ram			Coal Cutter	. V	15-2-1963
2	,, Maharaj Ram, s/o Khema Ram			33	33	3)
3	,, Udai Ram, s/o Banna Ram			,,,	35	>>
4	", Sukh Ram, s/o Deba Ram		•	23	33	33
5	,, Ramu Ram, s/o Purkha Ram	•	•	33	ינ	33
	,, Ashu Ram, s/o Sanwata Ram	-	•	,,	22	33
7 8	,, Kumbha Ram, s/o Phusa Ram	•	•	5,5	"	29
	,, Shiya Ram, s/o Amra Ram	•	•	33	33	>>
9	,, Kheraj Ram, s/o Pema Ram	•	•	33	,,	3)
10	,, Bhanwar Singh, s/o Jor Singh ,, Ghasi Ram, s/o Baxa Ram	•	•	"	33	33
11	Vieta Damiela Vachen Dam	٠	•	31	3.5	<b>3</b> > •
12	Adu Dam ala Probbu Dam	•	•	33	23	33
13	Lalas Dom als Chara Dam	•	•	• "	, ,,	3.9
14	Dakha Dam ala Chatra Dam	•	•	3.5	33	
15 16	,, Pura Ram, s/o Ladhu Ram		:	39°.	21	22

1		2		3	4	5
17 8	Shri	Govind Ram s/o Durga Ram		Coal Cutter	v	15-2-1963
18	"	Sugna Ram s/o Lichha Ram .		,,	17	,,
19	"	Mala Ram s/o Dhanna Ram Khema Ram s/o Biram Ram .		, 33	33	"
20 21	"	Magha Ram s/o Ladhu Ram .	•	,,,	93	**
22	"	Guna Ram s/o Kheta Ram	:	"	"	"
23	,,	Dhura Ram s/o Chimma Ram .		11	,,	33
24	,,	Bhaira Ram s/o Anna Ram .		33	,,	,,,
25 26	37	Dhura Ram s/o Nanda Ram .	•	33	**	"
26 27	,,	Heera Ram s/o Nanu Ram Pura Ram s/o Anna Ram .	•	11	)1 )1	))
<u>z</u> ś	"	A lu Ram s/o Kheraj Ram .		, 10	33	,,
29	17	Heera Ram s/o Shri Bhairunram		,,	,,	,,,
3°.	,,	Uda Ram s/o Jaisa Ram		***	**	, 22
31	"	Kishan Ram s/o Malla Ram .	•	,,	93	"
32 33	,,	Ashu Ram s/o Lalu Ram Pa ima Ram s/o Kishna Ram	•	<b>31</b>	33	,,
34	,,	Chima Ram s/o Ladhu Ram .		"	"	3. <b>3</b>
35	,,	Ram Karan s/o Harji Ram		"	"	33
36	,,	Prahalad Ram s/o Uda Ram .		,,	23	"
37	,,	Dula Ram s/o Jetha Ram		"	3.5	,,
-38	• •	Nanu Ram s/o Malu Ram .	-	33	21	,,,
39	,,	Jetha Ram s/o Kirpa Ram Ashu Ram s/o Issar Ram	•	,,	23	,,
40 41	"	Panna Ram s/o Lalu Ram	•	"	»»	"
42	12	Ganesh Ram s/o Kana Ram	•	22	"	,,
43	,,	Dhanna Ram s/o Panna Ram .	٠,	11	33	"
<b>4</b> 4	9.3	Jiwan Ram s/o Asha Ram		3)	33	,,
45	,,	Ganesh Ram s/o Dhana Ram .		3.9	,,	,,
46	,,	Raina Ram s/o Kheta Ram Tulchha Ram s/o Buddha Ram.	•	***	<b>33</b> ,	13
47 48	• • •	Shera Ram s/o Kheta Ram .	•	,,	)) ))	. ,,
49	,,	Dula Ram s/o Bhaira Ram	÷	Clipman	ví'	"
50	,,	Chuna Ram s/o Banna Ram .		,,,	3>	,,
51	,,	Kirta Ram s/o Bhairam Ram .		31	"	33
52	,,	Harli Ram s/o Natha Ram	•	13	1)	33
53	9.9	Shri Kishan s/o Asha Ram Narain Ram s/o Heera Ram	•	33	33	"
54 55	99	Sada Ram s/o Asha Ram	•	53 53	)) ))	"
56	"	Magha Ram s/o Ram Karan .	·	",	23	,,
57	99	Khema Ram s/o Hanuta Ram .		15	33	>>
58	77	Bhura Ram s/o Hardas Ram .	•	7741	<b>"</b>	33.
59	,,	Peer Bux s/o Jamal Khan Lalu Ram s/o Anna Ram		Timberman		"
60 61	**	Renwat Ram s/o Koja Ram	. •	Traffic Supervisor	Ğr. H	9 <i>)</i> 99
62	"	Tulchha Ram s/o Sardara Ram		Timberman	v	,,, ,,,
63	,,	Rida Ram s/o Hanuta Ram			21_	,,
64	,,	Shera Ram s/o Jiwan Ram		Timber Maz.	fii	,,
65	,,	Dharma Ram s/o Gaina Ram		Tub-checker Coal Cutter	Gr. III V	,,,
66 67	.,	Phusa Ram s/o Adu Ram Ashu Ram s/o Purkha Ram	• •	<b>-</b> -		"
68 68	"	Ashu Ram s/o Padma Ram	•	**	>>	23. 23
69	"	Bhaira Ram s/o Uda Ram	: :	Signal Man	Ϋ́Ι	,, ,,
7Ó	,,	Ram Karan s/o Banna Ram		Coal Cutter	V	,,
71	,,	Natha Ram s/o Sizi Ram		eriote d'action	Ğr. III	,,
72	• •	Laxman Ram s/o Dhanna Ram		Tub-checker Pointsman	VI	25
73	**	Chatra Ram s/o Shera Ram Moti Ram s/o Nanda Ram .			<b>7</b> 7 7 7 7 7 7 7 7 7 7 7 7 7 7 7 7 7 7	,,
74 75	"	Adu Ram s/o Ladhu Ram		" "	33	)) ))
76	"	Ana Ram s/o Harchand .		Signalman	"	),
77	,,	Hema Ram s/o Shera Ram .		Hookman	,,	"
78	,,	Dula Ram s/o Sanwata Ram	• •	, ,	"	<b>))</b>
79	"	Jora Ram s/o Kumbha Ram Godhan Ram s/o Aidan	•	"	33	,,
80 81	. , ,	Dhura Ram s/o Govind Ram	•	Mittleutter	Ÿ	"
82	"	Uma Ram s/o Kana Ram		"	"	"

I	2	3	4	5
82.5	Shri Sugna Ram s/o Alkhu Ram	U. G. Trammer	IV	
84	,, Balu Ram s/o Shera Ram	. O. C. Tammer	.,,	"
85	,, Panna Ram s/o Rrkha Ram	. 33	"	37
86	,, Kistur Ram s/o Ram Lal		,,	,,
87	,, Guda Ram s/o Peera Ram		"	,,
88	,, Koza Ram s/o Kana Rom	. 22	5,5	"
89	,, Govind Ram s/o Ganesh Ram	,	,, .	22
90	,, Kana Ram s/o Ram Karan	, 33	"	33
91	,, Permanand s/o Nanu Ram .	. ,,	,,	,,
92	,, Hanuman Ram s/o Kherai Ram	. 33	,,	33
93	,, Chokha Ram s/o Kana Ram	23	3,	33
94	,, Rekha Ram s/o Jetha Ram		,,	"
95	" Moda Ram s/o Lalu Ram .	Surface Mazdoor	22.0	12
-96	,, Mana Ram s/o Ladhu Ram	Jaulage Khalasi	ΪΙΪ	33 ·
97	,, Kirta Ram s/o Shiya Ram	Timber Maz.	ΪI	> 9
98	,, Bahadur Singh s/o Sanwara Ram	Lamp Room Inch.		33
99	,, Narain Ram s/o Dhura Ram	. Wagon Loader	ΙV	25-2-1963
101	Smt. Gogli d/o Jetha Ram	. ,,	,,	39
101	,, Ridhari d/o Kana Ram	• 33	"	"
103	Destrations II - D-	33	"	57
104	Cont 1/a Danua Danu	. ,,	33	,,
105	Linkhana 4/a Whinna Dam	* **		<b>&gt;</b> 1
106	Kheturi d/o Tiku Ram	, 33 , f 23	,,,,	27 33
107	,, Dhurki d/o Ishar Ram		**	37
108	,, Dhurki d/o Lalu Ram	. 33	"	"
100	,, Mira d/o Bherun Ram	· ;,	,,	37
110	,, Nanuri d/o Chetan Ram	. 23	"	15-2-1
TII S			•	31
112	,, Ashu Ram s/o Shri Ram	. Helper	ï	,,
113	,, Kistur Ram s/o Ishar Ram	. ,,	,,	"
114	,, Lalu Ram s/o Chaina Ram .			" >>
115	,, Mangla Ram s/o Nanda Ram	. Timberman	ľv	,,
116	,, Sau Ram s/o Amera Ram		22	33
117	,, Ram Lal s/o Puran Ram	. Minding Engine Khalasi	Ÿ	27-3-1963
118	,, Ganga Ram s/o Sri Ram		,,	"
119	,, Puran Ram s/o Lichhman Ram .	. Onsetter	"	"
120	,, Jabbardin s/o Jamai Khan	Rankeman	**	93
121 122	,, Karna Ram s/o Heera Ram ,, Luna Ram s/o Hema Ram	. Banksman	"	"
		. ,,	• •	"
123 124	,, Gopi Ram s/o Nanak Ram ,, Bhagwana Ram s/o Rawat Ram.	. 33	$\ddot{v}$	33
125	The last timen Dans	Underground	νÏ	2-4-1963
		Mason	* 1	* 4-1905
126	,, Permanand s/o Ratna Ram	. Fitter	$\mathbf{I}_{X}^{X}$	,,,
127	,, Daraj Ram s/o Jora Ram	Machinist		27-3-1963
128	,, Gorkha Ram s/o Bhoma Ram .	Blackemi h	v"	29
129	,, Puran Ram s/o Bhairun Ram .	. Munsi Inch.	ĬI	39
130	,, Gulah Rai s/o Dula Ram	. Chairman	İİI	,,
131 132	771 D / D D '	. Pump Khalasi		4-4-1964
*32	,, Kneta Ram s/o Panna Ram	. A willy Policies	"	<b>↑ ⁴⁻+У∨</b> ⁴

### Representing Management

Sd/- G. L. Mathur, Labour Welfare Officer, Palana Colliery. Sd/- Dr. Jawahar Lal,

Patron.

2. Sd/- Aujun Ram

President
Palana Colliery Mazdoor Union.

Date: 13-10-64.

Annexure 'B'

Name of workers relevant to Issue No. II under Arbitration Agreement dated 13-10-66

	No. Name with Father's name		Designation	Wage Category/ grade under Coal Award	Months in which Lay- off imposed either con- tinuously or intermit- tently
1	2		3	44	5
r	Shri Rida Ram s/o Hanuta Ram .		Timberman	IA.	August, September & October, 1962.
2				**	23
3	,, Rekha Ram s/o Jetha Ram		U.G. Trammer	Ÿ	
4	,, D'ura Ram s/o Govind Ram		Mitti Cutter	· -	3 >
5	,, Moti Ram s/o Nan la Ram		Point sman	VΙ	22
	,, Adu Ram s/o Ladhu Ram		33	,,	2.2
7	,, Chatra Ram s/o Shera Ram .	•	, ,,	"	33
8	,, Hema Ram s/o Shera Ram	-	Hookman	30	27
-9	,, Dula Ram s/o Sanwata Ram		**		33
10	,, Jora Ram s/o Kumbha Ram	•	C1! 22 .	* **	,,
II	Jula Ram s/o Bhairun Ram	•	Clipman	33	**
12	,, Harji Ram s/o Natha Ram ,, Bhura Ram s/o Hardas Ram	-	"	• • • • • • • • • • • • • • • • • • • •	"
13 14	Chung Da ala Banga Da	•	, ,	33	1)
15	Wiete Dans ale Phaines Dans	•	,,	99 '	"
16	Code Dame of Asha Dam	•	53.	,,	, , , , , , , , , , , , , , , , , , ,
17	, Magha Ram s/o Ram Karan	•	<b>31</b>	,,	3,
18	", Narain Ram s/o Heera Ram	•	,,	"	. 93
19	,, Sri Kishan s/o Asha Ram	٠.	,,		33
<b>2</b> 0	7, Tulchha Ram s/o Hari Ram .	•	Jaulage Khalasi	, iii	Scpt., Oct., Nov. & Dec., 1962.
21	,, Mana Ram s/o Ladhu Ram .		,,	,	>>
21 22	,, Mana Ram s/o Ladhu Ram . ,, Sadasukh s/o Chuna Ram .	:	<b>,,</b>	, ,,	»»
22 23	,, Sadasukh s/o Chuna Ram ,, Gulab Rai s/o Dula Ram	:	Pit Munshi Inch.	ΪΙ.	;; Oct., No▼. & Dec. 62.
22 23 24	,, Sadasukh s/o Chuna Ram ,, Gulab Rai s/o Dula Ram ,, Tulchha Ram s/o Sardara Ram	: :	, 99		Oct., Nov.
22 23 24 25	, Sadasukh s/o Chuna Ram Gulab Rai s/o Dula Ram , Tulchha Ram s/o Sardara Ram , Pema Ram s/o Chetan Ram	•	Pit Munshi Inch.	ΪΙ.	Oct., Nov. & Dec. 62. Sep. and
22 23 24 25 26	, Sadasukh s/o Chuna Ram Gulab Rai s/o Dula Ram , Tulchha Ram s/o Sardara Ram , Pema Ram s/o Chetan Ram , Kirta Ram s/o Shiya Ram	:	Pit Munshi Inch. Timberman	ïi · v	Oct., Nov. & Dec. 62. Sep. and Oct. 1962
22 23 24 25 26 27	, Sadasukh s/o Chuna Ram , Gulab Rai s/o Dula Ram , Tulchha Ram s/o Sardara Ram , Pema Ram s/o Chetan Ram , Kirta Ram s/o Shiya Ram , Shera Ram s/o Jiwan Ram	•	Pit Munshi Inch. Timberman  Timber Maz.	ïi · v ïii	Oct., Nov. & Dec. 62. Sep. and Oct. 1962
22 23 24 25 26 27 28	33 Sadasukh s/o Chuna Ram 34 Gulab Rai s/o Dula Ram 35 Tulchha Ram s/o Sardara Ram 36 Pema Ram s/o Chetan Ram 37 Kirta Ram s/o Shiya Ram 38 Shera Ram s/o Jiwan Ram 38 Guda Ram s/o Heera Ram	•	Pit Munshi Inch. Timberman  Timber Maz. U.G. Timber	ïi · v ;; ïii iv	Oct., Nov. & Dec. 62. Sep. and Oct. 1962
22 23 24 25 26 27 28 29	y, Sadasukh s/o Chuna Ram Gulab Rai s/o Dula Ram  Tulchha Ram s/o Sardara Ram  Pema Ram s/o Chetan Ram Kirta Ram s/o Shiya Ram Shera Ram s/o Jiwan Ram Guda Ram s/o Heera Ram Kana Ram s/o Heera Ram Kana Ram s/o Ram Karan	•	Pit Munshi Inch. Timberman  Timber Maz. U.G. Timber	ïi · v " iii iv "	Oct., Nov. & Dec. 62. Sep. and Oct. 1962
22 23 24 25 26 27 28 29 30	, Sadasukh s/o Chuna Ram , Gulab Rai s/o Dula Ram , Tulchha Ram s/o Sardara Ram , Pema Ram s/o Chetan Ram , Kirta Ram s/o Shiya Ram , Shera Ram s/o Jiwan Ram , Guda Ram s/o Heera Ram , Kana Ram s/o Ram Karan , Panna Ram s/o Rekha Ram		Pit Munshi Inch. Timberman  Timber Maz. U.G. Timber	ïi · v iii iv "	Oct., Nov. & Dec. 62. Sep. and Oct. 1962
22 23 24 25 26 27 28 29 30 31	, Sadasukh s/o Chuna Ram , Gulab Rai s/o Dula Ram , Tulchha Ram s/o Sardara Ram , Pema Ram s/o Chetan Ram , Kirta Ram s/o Shiya Ram , Shera Ram s/o Jiwan Ram , Guda Ram s/o Heera Ram , Kana Ram s/o Ram Karan , Panna Ram s/o Rekha Ram , Hinuman Ram s/o Kheraj Ram		Pit Munshi Inch. Timberman  Timber Maz. U.G. Timber	ïi · v 'iii IV '' '' ''	Oct., Nov. & Dec. 62. Sep. and 'Oct. 1962
22 23 24 25 26 27 28 29 30 31 32	33 Sadasukh s/o Chuna Ram 34 Gulab Rai s/o Dula Ram 35 Tulchha Ram s/o Sardara Ram 36 Pema Ram s/o Chetan Ram 37 Kirta Ram s/o Shiya Ram 38 Shera Ram s/o Jiwan Ram 39 Guda Ram s/o Heera Ram 39 Kana Ram s/o Rekha Ram 39 Panna Ram s/o Rekha Ram 39 Hanuman Ram s/o Kheraj Ram 30 Parmanand s/o Nanu Ram		Pit Munshi Inch. Timberman  Timber Maz. U.G. Timber	ïi · v  ïiii iv  " " " " " "	Oct., Nov. & Dec. 62. Sep. and 'Oct. 1962
22 23 24 25 26 27 28 29 30 31 32 33	33 Sadasukh s/o Chuna Ram 34 Gulab Rai s/o Dula Ram 35 Tulchha Ram s/o Sardara Ram 36 Pema Ram s/o Chetan Ram 37 Kirta Ram s/o Shiya Ram 38 Shera Ram s/o Jiwan Ram 39 Guda Ram s/o Heera Ram 30 Kana Ram s/o Heera Ram 30 Kana Ram s/o Rekha Ram 31 Hanuman Ram s/o Kheraj Ram 32 Parmanand s/o Nanu Ram 33 Balu Ram s/o Shera Ram 34 Balu Ram s/o Shera Ram		Pit Munshi Inch. Timberman  Timber Maz. U.G. Timber	" V " " III IV " " " "	Oct., Nov. & Dec. 62. Sep. and 'Oct. 1962
22 23 24 25 26 27 28 29 30 31 32 33 34	, Sadasukh s/o Chuna Ram , Gulab Rai s/o Dula Ram , Tulchha Ram s/o Sardara Ram , Pema Ram s/o Chetan Ram , Kirta Ram s/o Shiya Ram , Shera Ram s/o Jiwan Ram , Guda Ram s/o Heera Ram , Kana Ram s/o Heera Ram , Hanuman Ram s/o Kheraj Ram , Harmand s/o Nanu Ram , Balu Ram s/o Shera Ram , Balu Ram s/o Shera Ram , Sugna Ram s/o Alku Ram		Pit Munshi Inch. Timberman  '' Timber Maz. U.G. Timber  '' '' '' '' '' '' ''	" · · · · · · · · · · · · · · · · · · ·	Oct., Nov. & Dec. 62. Sep. and Oct. 1962
22 23 24 25 26 27 28 29 30 31 32 33	33 Sadasukh s/o Chuna Ram 34 Gulab Rai s/o Dula Ram 35 Tulchha Ram s/o Sardara Ram 36 Pema Ram s/o Chetan Ram 37 Kirta Ram s/o Shiya Ram 38 Shera Ram s/o Jiwan Ram 39 Guda Ram s/o Heera Ram 30 Kana Ram s/o Heera Ram 30 Kana Ram s/o Rekha Ram 31 Hanuman Ram s/o Kheraj Ram 32 Parmanand s/o Nanu Ram 33 Balu Ram s/o Shera Ram 34 Balu Ram s/o Shera Ram		Pit Munshi Inch. Timberman  Timber Maz. U.G. Timber	V  V  III  IV  V  See	Oct., Nov. & Dec. 62. Sep. and Oct. 1962
22 23 24 25 26 27 28 29 30 31 32 33 34 35	, Sadasukh s/o Chuna Ram , Gulab Rai s/o Dula Ram , Tulchha Ram s/o Sardara Ram , Pema Ram s/o Chetan Ram , Kirta Ram s/o Shiya Ram , Shera Ram s/o Jiwan Ram , Guda Ram s/o Heera Ram , Kana Ram s/o Heera Ram , Kana Ram s/o Rekha Ram , Hanuman Ram s/o Kheraj Ram , Parmanand s/o Nanu Ram , Balu Ram s/o Shera Ram , Sugna Ram s/o Alku Ram , Koja Ram s/o Kana Ram , Dharma Ram s/o Gaina Ram Tub		Pit Munshi Inch. Timberman  Timber Maz. U.G. Timber  """  """  Checker Clerk	ïi  V  iii  IV  " " " " " Ser. III	Oct., Nov. & Dec. 62. Sep. and 'Oct. 1962 ''''''''''''''''''''''''''''''''''''
22 23 24 25 26 27 28 29 30 31 32 33 34 35	, Sadasukh s/o Chuna Ram , Gulab Rai s/o Dula Ram , Tulchha Ram s/o Sardara Ram , Pema Ram s/o Chetan Ram , Kirta Ram s/o Shiya Ram , Shera Ram s/o Jiwan Ram , Guda Ram s/o Heera Ram , Kana Ram s/o Heera Ram , Hananan Ram s/o Ram Karan , Panna Ram s/o Rekha Ram , Hananan Ram s/o Kheraj Ram , Parmanand s/o Nanu Ram , Balu Ram s/o Shera Ram , Sugna Ram s/o Alku Ram , Koja Ram s/o Kana Ram , Dharma Ram s/o Gaina Ram Tub		Pit Munshi Inch. Timberman  ,, Timber Maz. U.G. Timber  ,, ,, ,, ,, ,, ,, ,, ,, ,, ,, ,, ,, ,	V  V  III  IV  V  See	Oct., Nov. & Dec. 62. Sep. and 'Oct. 1962 ''''''''''''''''''''''''''''''''''''
22 23 24 25 26 27 28 29 30 31 32 33 34 35 36 37 38 39	, Sadasukh s/o Chuna Ram , Gulab Rai s/o Dula Ram , Tulchha Ram s/o Sardara Ram , Pema Ram s/o Chetan Ram , Kirta Ram s/o Shiya Ram , Shera Ram s/o Jiwan Ram , Guda Ram s/o Heera Ram , Kana Ram s/o Heera Ram , Hanuman Ram s/o Rekha Ram , Parmanand s/o Nanu Ram , Parmanand s/o Nanu Ram , Balu Ram s/o Shera Ram , Sugna Ram s/o Shera Ram , Koja Ram s/o Kana Ram , Dharma Ram s/o Gaina Ram Tub		Pit Munshi Inch. Timberman  Timber Maz. U.G. Timber  """  """  Checker Clerk	ïi  V  iii  IV  " " " " " Ser. III	Oct., Nov. & Dec. 62. Sep. and Oct. 1962
22 23 24 25 26 27 28 29 30 31 32 33 34 35 36 37 38	Gulab Rai s/o Chuna Ram Gulab Rai s/o Dula Ram  Tulchha Ram s/o Sardara Ram  Pema Ram s/o Chetan Ram Kirta Ram s/o Shiya Ram Shera Ram s/o Jiwan Ram Guda Ram s/o Heera Ram Kana Ram s/o Heera Ram Hinuman Ram s/o Rekha Ram Hinuman Ram s/o Kheraj Ram Balu Ram s/o Shera Ram Sugna Ram s/o Shera Ram Sugna Ram s/o Shera Ram Sugna Ram s/o Kana Ram  Dharma Ram s/o Gaina Ram  Dharma Ram s/o Gaina Ram Tub Laxman Ram s/o Durga Ram  Khema Ram s/o Durga Ram		Pit Munshi Inch. Timberman  Timber Maz. U.G. Timber  ""  ""  ""  Checker Clerk Surface Maz.	THE VERY SECTION OF THE PROPERTY OF THE PROPER	Oct., Nov. & Dec. 62. Sep. and Oct. 1962
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47	,, Maharaj Ram s/o Khema Ram		1)	,,	,,
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49	., Govind Ram s/o Durga Ram		19	17	,,,
50	"Bhanwar Singh s/o Jor Singh		,,,	,,	"
51	,, Ramu Ram s/o Purkha Ram		,,,	,,	33
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62	" Lalu Ram s/o Shera Ram .		11	,, '	31
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65	,, Magha Ram-s/o Ladhu Ram .		,,	77	**
66	,, Bhaira Ram s/o Anna Ram		33	23	>>
67	,, Adu Ram s/o Kheraj Ram .		**	33	33
68	,, Kirta Ram s/o Keshra Ram		3,9	. ,,	,,
69	,, Ashu Ram s/o Issar Ram		33	. 33	** `
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107	"	Kishan Ram s/o Malla Ram		,,,	"	,,
108	99	Laju Ram s/o Shera Ram .	: :	)) ))	)) ))	"
109	,,	Kheraj Ram s/o Pema Ram		,,	33	,,
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114	35 55	Phusa Ram s/o Adu Ram.		,,,	,,,	"
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123	33	Dhura Ram s/o Chima Ram	•	"	,,	"
124	"	Pura Ram s/o Anna Ram .		)) ))	33	33
125	,,	Chima Ram s/o Ladhu Ram		>>	)) ))	33 33
126	37	Tulchha Ram s/o Budha Ram		33	,,	2)
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137	33	Purba Ram s/o Dhanna Ram	· . •	>>	"	,,
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146	"	Harji Ram s/o Natha Ram		Delegens :	35	,,
147	"	Chatra Ram s/o Shera Ram	• •	Pointsman	32	33
148	33	Adu Ram s/o Nadhu Ram Moti Ram s/o Nanda Ram	•	37	33	"
14 <b>9</b> 150	37	Hema Ram s/o Shera Ram		Hookman	33	33 33
151		Dula Ram s/o Sanwata Ram		33	33	"
152	33	Jora Ram s/o Kumbha Ram		35	33	**
153	,,	Sri Kishan s/o Asha Ram .		Clipman	ïv	35
154	32	Sugna Ram s/o Alku Ram		U.G. Trammer		"
155	37	Balu Ram s/o Shera Ram .		Mitticutter	,,	33
156	22	Dhura Ram s/o Govind Ram Narain Ram s/o Heera Ram		Clipman	Ϋ́Ι	37 23
158	"	Panna Ram s/o Rekha Ram .		U.G. Trammer	ÍV	"
159	23	Kistur Ram s/o Ram Lal .			23	"
160	33	Harji Ram s/o Keshra Ram		Wagon Loader	"	37
161	,,	Guda Ram s/o Peera Ram		U.G. Trammer	33	33
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163	**	Hanuman Ram s/o Kheraj Ram	•	"	33	33
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169	,, Khema Ram s/o Hanuta Ram		Clipman	Vì	,,
170	,, Bhura Ram s/o Hardas Ram		3.9	25	22
171	,, Kana Ram s/o Ram Karan		U.G. Trammer	ïv	33
172	,, Ashu Ram s/o Lalu Ram		Coal Cutter	V	>>
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174	,, Padma Ram s/o Kishna Ram		. U.G. Trammer	ïv	3)
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176	Smt. Manuri d/o Chetan Ram. Sh. Uma Ram s/o Kanna Ram	•	. U.G. Trammer	)) ))	33
177 17 <b>8</b>	,, Chokha Ram s/o Kana Ram	•	. 0.0, 21,	33	33
179	"Godhu Ram s/o Aidan .		Hookman	VΙ	
180	,, Gopi Ram s/o Nanak Ram		Banksman	. V	Feb. & March 1963
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182 183	,, Luna Ram s/o Hema Ram ,, Bhagwana Ram s/o Rawat Ram		35	"	»
184	Ganga Ram s/o Sri Ram .	. '	Winding Engine	"	"
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190	, Govli d/o Jetha Ram .		>>	33	33
191	, Soni d/o Panna Ram		33	25	13
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193	,, Kheturi d/o Tiku Ram		. 55	,,	>>
194	,, Panki d/o Kumbha Ram .	•	٠ ,	37	37
195 196	,, Dhurki d/o Lalu Ram ,, Lichhma d/o Khinya Ram		33	13	39
197	,, Lichnma d/o Khinya Ram ,, Manuri d/o Chetan Ram .		. 33	33 33	,, ,,
198	Sh. Harji Ram s/o Keshra Ram		. 33	,,	33
199	,, Ram Lal /s/o Durga Ram		. Coal Cutter	Ý	Feb. 1962
200	,, Mahraj Ram s/o Khema Ram		. ,,	53	,,
201	" Udai Ram s/o Banna Ram		• >>	,,	33
202	,, Sukha Ram s/o Deba Ram	•	• • • • • • • • • • • • • • • • • • • •	22	32
203 204	,, Ramu Ram s/o Purkha Ram ,, Ashu Ram s/o Sanwata Ram	•	. 33	**	35
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206	3. Shiya Ram a/o Amra Ram .		· ,3	)) ))	33
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211	, Kistur Ram s/o Issar Ram .	•	. 33	33	33
212	,, Govind Ram s/o Durga Ram ,, Ghasi Ram s/o Baxa Ram .	•	. ,,	"	25
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223	,, Magna Ram s/o Ladnu Ram ,, Guna Ram s/o Kheta Ram		. 23	33	"
224	Dhura Ram s/o Chima Ram		• 33	"	)) ))
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226	,, Bhaira Ram s/o Anna Ram	-	• 35	33	22
227	,, Dhura Ram s/o Nanda Ram		• 33	19	33
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229	,, Heera Ram s/o Manu Ram		• 33	»	33
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232	11	Abu Ram s/o Kheraj Ram		>>>	33	,,
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235	"	Kishna Ram s/o Malla Ram	•	• ,,	21	32
236	11	Ashu Ram s/o Lalu Ram .	•	3 3 3	• • • • • • • • • • • • • • • • • • • •	55
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240	,,	Ram Karan s/o Harji Ram.		",	22	,,
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244	,,	Jetha Ram s/o Kirpa Ram .		35	22	33
245	99	Ashu Ram s/o Issar Ram		33	33	"
246	"	Panna Ram s/o Alu Ram		23	23	23
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248 249	"	Dhanna Ram s/o Panna Ram Jiwan Ram s/o Asha Ram	•	31	**	"
250	22	Ganesha Ram s/o Dana Ram		33 33	23	**
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253	22	Chuna Ram s/o Hanna Ram		>>	22	,,
254	>>	Krita Ram s/o Bhaira Ram		33	33	33
255	25	Harji Ram s/o Natha Ram		35	33	**
256	"	Sri Kishan s/o Asha Ram		33	33	25
257 258	73	Narain Ram s/o Heera Ram Sada Ram s/o Asha Ram		3)	33	93
259	"	Magha Ram s/o Ram Karan		>> >>	33 33	33 33
260	,,	Khema Ram s/o Hanuta Ram		33	33	33
261	,,,	Dhura Ram s/o Hardas Ram .		>>	31	37
262	,,	Peer Bux s/o Jamal Khan		Timberman	v	<b>33</b> ·
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269	29	Shera Ram s/o Jiwan Ram.	•	Timber Maz	íír	33 22
270	33	Dharma Ram s/o Gena Ram .		Tub-checker	III	11
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284	>>	Govind Ram s/o Ganesha Ram . Kana Ram s/o Ram Karan .	-	3) 5.	33	**
285	"	Parmanand s/o Nanu Ram		>> >>	33 33	"
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289	"	Sada Sukh s/o Chuna Ram .		W.G. Khalasi	23,	,,
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291 292	33	Gopi Ram s/o Nanak Ram	•		22	33
293	)) ))	Gulab Rai s/o Dula Ram	•	Pit-munshi Incharge	Gr. 11	"
294	"	Jiwan Ram s/o Balu Ram		Mining Sirdar	III	33 33
295	,,	Akouda Ram s/o Adu Ram .	•	Banksman	V	33
296	22	Uma Ram s/o Kana Ram		U.G. Trammer	ΙV	22 }

Representing Management Sd/-. G.L. MATHUR Labour Welfare Officer. Palana Colliery.

Date 1-10-64.

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Representing Workmen. 1. Sd/-. Dr. JAWAHAR LAL PATRON 2. Sd/-. ARJUN RAM President, Palana Colliery Mazdoor Union.

[No. 5/11/63-LRII.]

\$.0. 3423.—In pursuance of section 17 of the Industrial Disputes Act, 1947 (14 of 1947), the Central Government hereby publishes the following award of the Industrial Tribunal, Hyderabad, in the industrial dispute between the employers in relation to the Singareni Collieries, Company Limited Kothagudium, Andhra Pradesh, and their workmen, which was received by the Central Government on the 1st November, 1966.

BEFORE THE INDUSTRIAL TRIBUNAL, ANDHRA PRADESH, HYDERABAD. PRESENT:

Shri Mohammad Najmuddin, M.A., B.L., Chairman, Industrial Tribunal, Andhra Pradesh, Hyderabad.

INDUSTRIAL DISPUTE No. 26 of 1966

### BETWEEN:

Workmen of M/s. Singareni Collieries Company, Limited, Kothagudium.

Employers of M/s. Singareni Collieries Company, Limited, Kothagudium.

APPEARANCES:

Sri S. Rami Reddy, General Secretary of the Andhra Pradesh Colliery Mazdoer Sangh (INTUC), Kothagudium Collieries, for the workmen.

Sri M. V. Ramakrishnarao, Assistant Personnel Officer, Singareni Collieries Co., Ltd., Kothagudium, for the employers.

### AWARD '

The Government of India, in its Ministry of Labour, Employment and Rehabilitation (Department of Labour and Employment) have, by order No. 7(6)/66-LR-II dated 26th March, 1966, referred this case to me for adjudication. The issue settled as per Schedule annexed to the Notification is this:

Whether the demand of the Union for payment of wages at the rate of 1½ time of the normal wages to the clerks of the pay roll section of Head Office, Singareni Collieries Company, Limited, Kothagudium, for work on play days at the pits, is justified? If so, from what date?

2. At the Head Office at Kothagudium there is a section called the Pay Roll Section. The clerks in that section are in Grade-II in the pay scale of Rs. 48—109. In the main, their work is computations and calculations of pay sheets. There In the main, their work is computations and ca'culations of pay sheets. There are pit offices at the pit heads, for instance, at No. II Incline. Clerks at the pit offices are also in Grade II in the pay scale of Rs. 48—100. The weekly rest day, or what is called play day in the reference, is Sunday for the staff at the Head Office at Kothagudium. At the pit offices the weekly play day is Monday. The workers at the pits are paid weekly. The pay day at the pits is Sunday. Therefore Sunday is a working day at the pit offices. For that reason their play day is Monday. Every Sunday two clerks from the Pay Roll Section of the Head Office are deputed to work at the pit office for the purpose of disbursements. That is done in rotation of six months. The clerks so deputed would naturally have to work on Sunday which for the Head Office clerical staff is play day. Therefore the clerks so deputed on a Sunday to work at the pit office are given a compensatory day off. If the pit office clerks are called upon to work on a Monday which being their normal play day, then they are compensated by payment of 1½ times of the normal wage for the day, besides also getting a compensatory day off. These are all admitted facts, whether as pleaded or as appearing in evidence.

- 3. Now the case of the claimant-workmen is that such of them as are deputed to work at the pit office on a Sunday which is their play day, should be compensated by 1½ times normal wage for the day just as the pit office clerks are compensated for working on their play day, viz., Monday. It is therefore prayed in the statement of claims that the relief in question should be granted "from the year 1963". The Management filed counter to say that it had been a long standing practice not to pay extra wage to the clerical staff of the Head Office when any of them is called upon to work on a play day, and that, however, they get a compensatory day off. It is pointed out that the staff at the Head Office enjoy more privileges than the pit office clerks. As an instance, it is pointed out that the staff at the Head Office get 23½ days holidays whereas the pit office clerks get only 10 days holidays. This is urged as a ground to say that the claimant workmen cannot put forward the claim they have done.
- 4. Two witnesses were examined, one each for the Management and the claimant-workmen. Exs. M 1 and M 2 were marked for the Management and Exs. W 1 was marked for the claimant-workmen. That is all the oral and documentary evidence in the case.
- 5. M.W. 1, U. Shivraj, is the Senior Inspector in the Pay Roll Section at the Head Office at Kothagudium. Ho testified that clerks from his section, that is, the Pay Roll Section, are sent to No. II Incline on weekly payment days and that Sunday is the payment day at No. II Incline. He said that the payment days at different pits vary, for instance, it is Saturday at the pits in the Rudram-pur Division. He said that the Head Office Staff enjoy better privileges than do the pit office staff. He instanced the fact that the former get 23½ days holidays while the latter get only 10 days holidays because they work along with the workers in the mines. The Management filed Ex. M 2 which is a list of holidays issued from the Office of the General Manager for the year 1966 in which it is shown that the total number of holidays is 23½. The Management also filed Ex. M 1 dated 5th December, 1949, issued from the General Manager. That is in respect of payment of over-time allowance to the categories of workers set out in it. It is admitted by W.W. 1 who is a Grade-II Clerk in the Pay Roll Section that Hoad Office clerks are not mentioned in Ex. M 1, M.W. 1 said that from the year 1949, that being the year of Ex. M 1, any Union did not at any time demand that Ex. M 1 should be made applicable to all workers including the Head Office staff. I do not think that thereby any doctrine of estoppel would arise. If a particular claim is valid and could be granted by the Tribunal, then any past silence on the part of any union would be relevant only in the context of the point of time from which any particular relief can be granted.
- 6. We have Ex. W 1 dated 3rd April, 1965, which is Memorandum of Settlement between the Management on the one side and the Singareni Collieries Mazdoor Sangh, Kothagudium, on the other. The claim under consideration is sponsored by Andhra Pradesh Colliery Mazdoor Sangh. Clause 3 of the terms of settlement is this:
  - (3) Play-day Allowance: It has been agreed by the Management to extend the concession of payment of half muster extra for work done on play-days to all Grade II Clerks at the Pits.

It is precisely this concession which now the claimants claim. It is common ground that Grade-II clerks from the Pay Roll Section at the Head Office are by turns made to work at the pit office at No. II Incline on Sunday. The duration of daily work at the pit office is 7:30 a.m. to 12:00 noon and from 2:00 p.m. to 5:00 p.m. At the Head Office the hours of work are from 9:00 a.m. to 5:00 p.m. In both the cases the total duration is 7½ hours, It is common ground that when a clerk from the Pay Roll Section is deputed to the pit office on a Sunday he works for the whole of the day's duration there. It is not as if he goes there for an heur or two. It means therefore that the clerk so deputed becomes for that day a pit office clerk. When by clause 3 of Ex. W 1 the Management was prepared to ply half mustom extra for work done on play days by Grade II clerks at the pit offices, there is no reason why the Grade-II clerks from the Pay Roll Section from the Head Office should not be granted a similar concession because on the day such clerks are so deputed to the pit offices they also would become Grade II pit office clerks for that day. The basis of concession as per clause 3 of Ex. W 1 is that the Grade-II clerks at the pit office are made to work on a play day which is Monday. The basis of clalm in the reference is similar in that Grade-II clerks from the Pay Roll Section of the Head Office are made to work at the pit office on a Sunday which is their play day.

- 7. It is common ground that when on a play day, viz., Sunday, the clerks at the Head Office are made to work at the Head Office itself they do not get any the Head Office are made to work at the Head Office itself they do not get any extra payment for that day. The contention of the Management's representative is that for that reason they cannot claim extra pay for that day when instead of at the Head Office they are made to work at the pit office on a Sunday. I do not think that this contention can be accepted. As I said on the day in question, that is Sunday, the clerk from the Pay Roll Section of the Head Office becomes the pit office clerk from the Head Office working for one day at the pit office and the regular clerks of the pit office for the purpose of granting the concessions in question. It is admitted by M.W. 1 that clerks from the pit offices are transferable to the Head Office and similarly clerks from the Head Office to the pit offices. He added that in practice it is not done. Whatever may be the administrative convenience in that behalf, it cannot be gainsaid that on the Sunday on which he is deputed to work in the pit office the clerk from the Pay Roll Section of the Head Office becomes the clerk of the pit office. That being so, he is entitled to the same concession as granted in clause 3 of Ex. W 1.
- 8. The argument of the Management's representative that the clerical staff at the Head Office are having better privileges in that they get 23½ days holidays as against 10 days to the pit office clerks is not germane to the issue. It is not a question of equation of any so called disparity in privileges. It was not on that basis that the Grade-II clerks at the pit offices were given the concession as per clause 3 of Ex. W 1. The basis for that concession was that those clerks had to work on a play day which is Monday. It is on a similar basis that the present claim is made, viz., being made to work at the pit office on a play day, viz., Sunday. Both sets of workers are compensated by being given a compensatory day off. It is not as if the pit office clerks do not get a compensatory day off. That pit office clerks get only 10 days holidays is incidental to their working at the pit offices, viz., for the same duration as the pit workers. The clerks at the Head office getting 23½ holidays is incidental to their working at the Head Office. Since this point about better privileges is raised, it may be stated that generally speaking, that being what we have in evidence, Grade-II clerks in the pit offices occupy C type quarters which is superior to D type quarters generally occupied by the Grade II clerks at the Head Office. Any comparative reference to privileges enjoyed will not be relevant.
- I am clear that Grade-II clerks from the Pay Roll Section of the Head. Office when deputed to pit office on a play day are entitled to payment of half muster extra. The question is as to from when it should be granted. The claimants claim it from the year 1963. I do not think that is tenable. Grade-II clerks in the pit offices are getting this concession from the year 1965. Therefore I grant this claim from the date of reference.
- 10. My finding under the Issue under reference is that the demand for payment of wages at the rate of 1½ times of the normal wages to the clerks of the Pay Roll Section of the Head Office for the work they do on a play day at the pit offices is justified. It is therefore granted. This shall be paid accordingly as from the date of reference.

Award passed accordingly,

Given under my hand and the seal of the Tribunal, this the 27th day of October, 1966.

> (Sd.) M. NAJMUDDIN. Industrial Tribunal.

APPENDIX OF EVIDENCE IN No. 26 of 1966

Witnesses examined for:

Workmen:

Management:

W.W. 1. Y. Sriramamurthy. Documents Exhibited for Workmen:

M.W. 1: U. Shivaraj.

Ex. W 1: Memorandum of Settlement between the workmen and the Management on 3rd April, 1965.

Documents Exhibited for Employers

Ex. M 1: Circular dated 5th December, 1949, of Management regarding the overtime allowance from 1st January, 1949.

Ex. M 2: Circular dated 29th December, 1965 of Management of Singareni Collieries Co. Ltd., regarding the holidays on the year 1966 to the General Manager's Office.

(Sd.) M. NAJMUDDIN. Industrial Tribunal.

No. 7/6/66-LRII.

S.O. 3424.—In pursuance of section 17 of the Industrial Disputes Act, 1947 (14 of 1947), the Central Government hereby publishes the following award of the Industrial Tribunal, Dhanbad, in the matter of an application under section 33A of the said Act, from Shri Harba son of Laxman Lenda, worker of Messrs Best Mineral Private Limited, Chargaon Mine Tahsil Kamtek; Head Office Girlpath; District Nagpur, which was received by the Central Government on the 19th October, 1966.

BEFORE THE CENTRAL GOVERNMENT INDUSTRIAL TRIBUNAL AT DHANBAD.

In the matter of a Complaint under Sec. 33A of The Industrial Disputes Act,

COMPLAINT No. 3 OF 1963

PARTIES:

Harba S/o Laxman Lenda, resident of Chargaon Mine, Tahsil Ramtek, Dist. Nagpur.

Complainant.

General Manager, M/s, Best Mineral Private Ltd., Chargaon Mine, Tahsil Ramtek, Head Office: Girlpath, Dist. Nagpur.

.. Opposite Partu.

PARTIES:

Shri Raj Kishore, Prasad, M.A., B.L., (Retired Judge, Patna High Court), Presiding Officer.

APPEARANCES:

For the Complainant: S/Shri N. H. Kumbhare, Advocate, and W. D. Sagadeo, General Secretary of the Union.

For the Opposite Party; Sarvashri B. A. Udhoji, Advocate, and, S. G. Kanungo, Agent of the Company

STATE: Maharashtra INDUSTRY: Manganese Mine.

Camp: Nagpur, dated the 31st August, 1966

#### AWARD

This complaint under Sec. 33A of The Industrial Disputes Act, 1947, (hereinafter referred to as 'the Act' was made on 9th January 1963 by Harba S/o Laxman Lenda, resident of Chargaon mine, working at Satak Mine, in Reference No 6 of 1955, complaining against the action of the management.

- 2. It may be mentioned that in the complaint, as will appear from paragraphs 3 to 6, the case made out by the complainant was that on 19th December 1960 he was transferred to go and join work at Old Chargaon Mine No 1 with effect from 25th December 1960. On behalf of the complainant, however, a petition was filed on 30th August 1966 to the effect that the above statement in his complaint that he had been dismissed from service with effect from 25th December 1960 because he did not join on transfer as stated therein is not correct, rather the facts stated by the management in their rejoinder represent the correct facts of the complainants' case, and, therefore, on the basis of those facts as stated by the management the complaint may be enquired into. As this application was not opposed by the management it was accepted and the case of transfer made out in the complaint was treated as non-existent.
- 3. The management opposite party filed a rejoinder on 26th March 1963 in which it was stated that the complainant was employed as Choukidar at Ramtek Railway siding; that this Tribunal has no jurisdiction to try the dispute in Reference No. 6 of 1955 when the Tribunal presided over by Shri P S. Bindra came to an end when his services terminated; that the complainant was dismissed by an order dated 27th July 1960 on the ground of habitual absence without permission and not on the ground of his refusal to join at the place of work on transfer as alleged; that, therefore, the complaint was not maintainable.

- 4. The case was fixed for hearing on 25th August 1966 at Nagpur. S/Shri N. H. Kumbhare, Advocate, and, W. D. Sagadeo, General Secretary of the union appeared for the complainant and S/Shri B. A. Udhoji, Advocate, and S. G. Kanungo, Agent of the Company, appeared for the management opposite party.
- 5. On behalf of the opposite party, documents were filed which were marked Exts. M to M 17 and out of these documents Exts. M 8 to M 17 are the domestic enquiry papers in respect of the chargesheet and enquiry into it against the complainant. The complainant, however, filed no document. None of the parties examined any witness. Both the parties put forward their arguments orally, but, subsequently, although not asked by the Tribunal Written arguments were also filed on 30th August 1966 on behalf of the complainant which were kept on the record.

## Preliminary objection

6. As regards the objection taken by the management that this Tribunal has no jurisdiction to try Reference No. 6 of 1955, as it is not pending, is not correct. The present complaint was filed before me on 9th January, 1963, during the pendency of Reference No. 6 of 1955, and, therefore, this Tribunal has complete jurisdiction to try this complaint. I may however mention that Shri P. S. Bindra was the Presiding Officer of this Tribunal before and after him Shri G. Palit was appointed to dispose of all the industrial disputes under Section 8 of the Act from the stage at which they were left. Shri G. Palit suddenly died in January, 1961 and in his place Shri Salim M. Merchant was appointed Presiding Officer of this Tribunal who then took up Reference No. 6 of 1955 and before him this preliminary objection, which is taken now before me, was taken and he in a very considered judgement after mentioning the entire history rejected the preliminary objection and held that he has jurisdiction to try the dispute. Against that order the management filed a Writ petition from one High Court to Against that order the management filed a Writ petition from one High Court to another and ultimately went to the Patha High Court where two Writ Applications were admitted and further proceedings in Reference No. 6 of 1955 were stayed. Only recently those Writ Applications were withdrawn by both the parties and at the instance of both the parties Reference No. 6 of 1955 was referred for arbitration to the then Labour Minister Shri D. Sanjivayya, who, however, as he informed me, refused to arbitrate and has now referred the matter to the Chlef Labour Commissioner, Government of India, for bringing about settlement of the dispute and, therefore, the matter is pending before him. I have seen a letter written by the Chlef Labour Commissioner to Shri Kumbhare representing the workmen in that Reference from which it appears that he will take up the matter next month. For these reasons, there is no doubt that this Tribunal has jurisdited no

#### On merits

7. It appears from the failure report of the Conciliation Officer (C) dated 27th September, 1960 Ext. M 5=M 16 that the reasons for the failure of the conciliation were as stated by him, at page 2, of his report as below:

"The representative of the management expressed that he would take back the employee concerned on duty with the benefit of continuity in service provided he gave an assurance that as far as possible he would avoid proceeding on leave or absenting from work without permission but the Union did not agree and insisted for payment of at least 50 per cent of the wages for the period he remained out of employment".

"As the representative of the management expressed his inability to pay anything for the period the employee concerned remained out of employment conciliation failed in this case."

8. From the above, it is clear that even before the Conciliation Officer the representative of the management expressed willingness to take back the complainant on duty with the benefit of continuity of service but the management

was not willing to pay even 50 per cent of the wages for the period the complainant remained out of employment. Even before the Tribunal, Shri S. C. Kanungo, Agent of the Company, has stated, on behalf of the management opposite party, that the management was willing to give employment to the complainant and to take him back on duty but they were not prepared to give any wages or compensation. In view of this attitude of the management, I think it is not necessary to go into the question as to whether the domestic enquiry was fair, proper and in accordance with the principles of natural justice or not. Relying, therefore, on the representation of the management made before the Tribunal and also before the Conciliation Officer, as contained in Ext. M 5—M 16, I set aside the dismissal of the complaint and direct that he should be reinstated to his previous job as Choukidar employed at the Ramtek Railway siding of the opposite party on a monthly remuneration of Rs. 48 which he was getting. In this order of his reinstatement it is implied, which is a part of his duty, that as far as possible he would avoid proceeding on leave without permission and in the future if it is found that he absents without permission and without taking leave, he will be proceeded against under the Standing Order of the Company and punished accordingly for this misconduct. This is made clear to the complainant.

- 9. As regards the question whether, in the circumstances and in view of the attitude of the management, the complainant should be paid even 50 per cent of the wages as demanded by the Union before the Conciliation Officer (C), it appears to me that the workman has been kept out of employment from 27th July, 1960, when the letter of his dismissal Ext. M 1 was issued to him and therefore, he has been without any employment for more than six years by now. In the circumstances, in order to meet the ends of justice and in the interest of both parties and in order to restore good feelings between the parties, I direct that the complainant should be paid Rs. 20 per month with effect from 27th July 1960 to 8th January, 1963, till before the filling of the present complaint and from 9th January, 1963, when the complaint was filed till the date of his reinstatement he should be given full wages which he was getting before and he will have continuity of service and other benefits to which he was entitled.
- 10. As the opposite party has not challenged the maintainability of the complaint on the ground that there has been no contravention by them of Section 33 of the Act as alleged and in the manner alleged by the complainant, I do not think it is necessary to deal with that question and, therefore, I will assume that there has been contranvention of Section 33 of the Act which entitled the complainant to make the present complaint.
- 11. I, therefore, allow the complaint and set aside the dismissal of the complainant and direct his reinstatement to his previous post with effect from 27th July, 1960 and further direct that he will get Rs. 20 per month as wages from 27th July, 1960 to 8th January, 1963, till before the filing of the complaint, but from 9th January, 1963, till the date of his reinstatement he will get full wages which he was getting and he will have also continuity of service and other monetary benefits which he was enjoying. It is however made clear that he will not go on leave or absent himself without permission or without being granted leave and if he will proceed on leave or be absent for work without permission and without being granted leave he will do so at his peril and he will be proceeded against under the Standing Orders.
- 12. This order must be implemented within one month from the date the award becomes enforceable under Section 17A the Act from the date of the publication of the Award under Section 17 of the Act.
- 13. This is the award which I make and submit to the Central Government under Section 15 of the Act.

(Sd.) RAJ KISHORE PRASAD,
Presiding Officer.
[File No. 35/21/66-LRI.]

## (Department of Labour and Employment)

#### ORDERS

New Delhi, the 1st November 1966

S.O. 3425.—Whereas the industrial disputes specified in the Schedule hereto annexed are pending before Shri O. V. Balaswami, Presiding Officer, Industrial Tribunal, Madras.

And whereas Shri O. Y. Balaswami has resigned the post of Presiding Officer, Industrial Tribunal, Madras, held by him, and Shri B. S. Somasundaram, has assumed charge as Presiding Officer of the said Industrial Tribunal.

And whereas for the ends of justice and convenience of the parties, the disputes specified in the Schedule hereto annexed should be disposed of without further delay;

Now, therefore, in exercise of the powers conferred by section 7A and subsection (1) of section 33B of the Industrial Disputes Act, 1947 (14 of 1947), the Central Government hereby constitutes an Industrial Tribunal with Shri B. S. Somasundaram as the Presiding Officer with Headquarters at Madras and withdraws the proceedings in relation to the said disputes from Shri O. V. Balaswami and transfers the same to Shri B. S. Somasundaram, Presiding Officer, Industrial Tribunal, Madras, for the disposal of the said proceedings with the direction that the said Tribunal shall proceed with the said proceedings from the stage at which they are transferred to it and dispose of the same according to law.

### SCHEDULF

Sl. No.		Reference No. and date to the Indus- trial Tribunal	S. O. No. of Gazette and year of Publication
I	Messra, Burn & Company Limited, Salem, Messra, Dalmia M guesta, Cororation, Salem and Messra, Salem Magnesite (Pri- vate), Limited, Salem and their Workman.	aist June 1960.	1965-66. (As amended by 2658/66 dated 22-8-1966.)
2	Do.	35/9/66-LRI	257.1/66
		dated 22-8-1966	

[No. F. 35/9/66-LRI.]

S.O. 3426.—Whereas the Central Government is of opinion that an industrial dispute exists between the employers in relation to the Kailudih Colliery of Messrs. Trigunait and Brothers, Post Office Katrasgarh, District Dhanbad, and their Messrs. East Katras Colliery Company (Private) Limited, Post Office Katrasgarh, District Dhanbad, of the one part and their workmen of the other part in respect of the matters specified in the Schedule hereto annexed;

And, whereas the Central Government considers it desirable to refer the said dispute for adjudication;

Now, therefore, in exercise of the powers conferred by clause (d) of subsection (1) of section 10 of the Industrial Disputes Act, 1947 (14 of 1947), the Central Government hereby refers the said dispute for adjudication to the Industrial Tribunal, Dhaubad, constituted under section 7A of the said Act.

#### SCHEDULE

Whether the demand of the Koyala Mazdoor Panchayat, Post Office Jharia, District Dhanbad, for reinstatement of the workers of Kailudih Colliery, listed below, with full wages for the period of their forced idleness, with effect from the 6th October, 1965, is justified?

SI. No.				Designation					
2 3	Shri Maugar Bhuia Shri Daho Bhuia N. 2 Shri Kashi Bhuia No. 2 Shri Tulsi Bhuia	•		· .	,	Miner. Do. Do. Do.			

Sl. No.	Name			,,,,,,,	Designation
5	Shri Maghan Bhuia				Miner
6	Shri Sukhi Bhuia		-		Do.
7 8	Shri Gangu Bhuia	•	•	•	D.
9	Shri Bhoona Bhuia Shri Prati Bhuia	•	•	•	Do.
10	Shri Rama Bricha Bhuia	•	•	•	Do. Do.
II	Shri Chota Bhuia	•	•	•	Do.
12	Shri Dhaneshwar Bhuia .	:	•	•	Do.
13	Shri Chota Ransı Bhuia 🔒 .				Do,
14	Shri Tikan Bhuia				Do.
15 16	Shri Kisun Bhuia Shri Baijuath Bhuia		•	٠	Do.
17	Shri Shamiai Sao.	•	•	•	Do. Do.
18	Bandhoo Sao			•	Do.
19	Shri Chota Tribhuan Bhuia			٠,	Do.
20	Shri Rama Das Bhuia No. 3				Do.
21	Shri Mohari Bhuia			٠	Do.
22	Shri Karoo Manjhi				Do.
23 24	Shri Lakhitam Manjhi Shri Baltam Bauti	•	-	•,	Do.
25	Shri Gholtu Bauri	•	•	•	Do. Do.
26	Shri Madhu Bauri	:	:	•	Do.
27	Shri Nibaran Bauri.		·		Do.
28	Shri Chopa Bauri				Do.
29	Shri Sham Mura				Do.
30	Shri Gobardhan Mura Shri Haboo Bauri	٠	-	•	Do.
31 32	Shri Bhagan Bhuia	•	•	•	Do. Do.
33	Shri Budhan Bhuia	•	-		Do.
34	Shri Rama Brij Bhuia .	·	•		Do.
35	Shri Modi Bhula				Do.
36	Shri Kali Bhuia				<u>D</u> o.
37	Shri Rohan Bhuia	•	•	•	Do.
38	Shri Janaki Bhuta Shri Parshadt Bhuta	•	•	•	Do. Do.
39 40	Shri Bitan Bhua	•	•	•	Do.
41	Shri Bengali Bhuia			•	Do.
42	Shi Choolahan Bhuia .				Do.
43	Shri Kheman Bhuia			-	Do.
44	Shri Rohan Turi		•		р <sub>о</sub> .
45	Shri Sohar Bhuia Shri Pandoo Manjhi	•	-	•	Do.
46 47	Shri failal Chemar	•	•	•	Do. Do.
48	Shri Liloo Chamar	:	•	•	Do.
49	Shri Lalji Gope				Do.
50	Shri Ramdhani Bhula No. 3				Do.
51	Shri Rohan Bhuia		-	•	Do.
5 <b>2</b>	Shri Harlal Bhuia	-		-	Do.
53 54	Shri Dhanoo Bhula Shri Chota Siba Bhula	-	•	•	Do. Do.
55 55	Shri Bajo Bhula	•	•	٠	Do. Do.
56	Shri Bhoona Bhuia No. 2	:	:		Do.
57	Shri Ramadhani Bhuia No. 2				Do.
58	Shri Biseshwar Bhuia .				Do.
59	Shri Hiro Bhuia		-	-	Do.
60 61	Shri Panchoo Bhuia Shri Mansukhi Bhuia	•	•	•	Do.
62	Shri Gapauri Bhuia .	•	•	•	Do. Do.
63	Shri Jogeshwar Bhuia No. 2	:	:	:	Do.
64	Shri Baso Bauri	•	•		Do.
65	Shri Butoo Bauri		-		Do.
66	Shri Gobinda Bauri				Do.
67	Shri Gonoo Bauri	•	•		Do.
68 69	Shri Deoki Bauri Shri Gobardhan Bhuia No. 2.	٠	•	•	Do.
70	Shri Baburam Manjhi	•	•		Do, Do.

SI. No.	Name				Designation
71	Shri Sahdeo Bhuia				Miner
72	Shri Deodhari Bhuia	•	•		Do.
73	Shri Jagdish Bhuia No. 2	•	•	•	Do.
74	Shri Lalo Bhuia	٠	•	•	Do. Do.
75 76	Shri Gobardhan Bhula Shri Jagdish Bhula	٠	•	•	Do.
77	Shri Etwari Bhuia	:	:	:	Do.
78	Shri Kuman Manjhi No.2				Do.
79	Shri Budhoo Manjhi No. 2		•		Do.
80 81	Shri Lochra Manjhi		•	•	Do.
82	Shri Mangala Manhji Shri Mansoo Manjlii	٠	•	٠	Do. Do.
83	Shri Khara Manjhi .	•	•	•	Do.
84	Shri Goopin Manjhi .	·	·	Ċ	Do.
85	Shri Dasrath Manjhi .				Do.
86	Shri Goohi Manjhi				Do.
87 88	Shri Sonaram Manjhi	•	•	-	Do.
89	Shri Karma Manjhi Shri Chotoo Mochi	•	•	•	Do. Do.
90	Shri Sambhoo Mochi	•	•	•	Do.
91	Shri Churka Manjhi .			÷	Do.
92	Shri Mangra Manjhi				Do.
93	Shri Gopal Manjhi		-	•	Do.
94	Shri Noonoo Manjhi.	•	•	•	Do.
9 <u>5</u> 96	Shri Bhuneshwar Bhuia No. 2. Shri Toofani Bhuia	•	•	•	Do. Do.
97	Shri Noona Ram Manjhi	•	•	•	Do.
98	Shri Bhola Chamar		÷	·	Do.
99	Shri Mithoo Chamar				Do.
100	Shri Mangala Bauri .	•			Do.
101	Shri Hera Bauri	•	•	•	Do.
102 103	Shri Sundara Chamar. Shri Chota Babulal Chamar	•	•	•	Underground trammer. Do.
το4	Shri Tulsi Bhuia	•	•	:	Do.
105	Shri Chotu Bhuia				Do.
106	Shri Dhanoo Bhuia .				Do.
107	Shri Hati Kahar		•	•	Do.
[08 [00	Shri Panchoo Bhuia .	•	•	•	Do. Do.
109	Shri Dagan Turi Shri Ghoona Rajwar .	•	•		Do. Do.
III	Shri Ramsajiwan Singh .	:	:	Ċ	Do.
[12	Shri Tokla Chamar .				Do.
13	Shri Rabi Chamar				Do.
114	Shri Mahabir Chamar		•	•	Do.
115	Shri Kaila Bhuia	٠	•	•	Do. Do.
17	Shri Phagoo Singh Shri Jamuna Bhuia	•	•	•	Do.
18	Shr; Somar Kahar	:	:	÷	Do.
119	Shri Bengali Bhuia		•		Surface trammer.
20	Shri Batoram Bhuia			•	Do.
21	Shri Sukra Bhuia		-	•	Do.
22	Shri Sitwa Bhuia	•	•	•	Do. Do.
23 24	Shri Gooloog Bhuia	•	•	•	Do.
25	Shri Janaki Rhuia		•		Do.
26	Shri Charitin Bhuia				Do.
27	Shri Ram, tem Bluca 🕝 .		٠		Do.
28	Sing Sta Disease				Do.
29	Shri Budhia Bhuia .	٠	•	•	Do.
[30 [31	Shri Siria Bhuia . Shri Damari Bhuia .	•	•	•	Do. Do.
131 132	Shri Gobind Bhuia	•	•	•	Do.
133	Shri Ghota Mahabir Bhuja		:	·	Do.
34	Shri Barhan Bhuia		•	•	Do.
35	Shri Panwa Bhyini				Do.
36	Shri Sundari Bhuini	_			Do.

S1. Ñο. Name 1 Designation Shri Jagia Bhuini . . Shri Kabootari Bhuini 137 Surface trammer 138 Do. 139 Shri Bara Jamuni Bhuini Do. Shri Karoo Bhuia 140 Do. 141 Shri Mangar Bhuia Do. Shri Bodha Bhui Shri Poona Bhuia Shri Jetha Mallah 142 Do. 143 Do. 144 Do. 145 Theman Bahadur Night guard Shri Jiragahan Dusadh Shri Sobrai Dusadh Shri Manik Dusadh Shri Fakruddin Mia 146 Fireman 147 148 Do. Engine Khalasi 149 Shri Saukat Miap . 150 Do. Shri Mustafa Shri Brijlal Lohar Shri Kashi Turi Shri Dukhi Rajwar Shri Naga Bauri Shri Makul Hari 151 Shri Mustafa Do. 152 Black smith 153 Line Mistry 154 Do. 155 General Mazdoor 156 Sweeper Shri Taruni Harin Shri Basanti Harin 157 Do. 158 Do. Shri Chatlal Gir . 159 Prop. Mistri 160 Shri Nankhu Barhi Do. 161 Shri Bisna Chamar Do. Shri Nathoo Mahato Shri Shamlal Singh Shri Jugal Barhi Shri Gupteshwar Sharma 162 Prop. Mazdoor 163 Do. 164 Do. 165 Do. 166 Shri Jagdeo Dusadh D٥. Shri Ram Bachan Singh . Do. . No. 2 Night guard . General Mazdoor 167 Shri Satnaaryan Singh Shri Lalit Kumar Rao Shri Baboo Khan 168 160 Do. 170 Shri Noor Mohamad Do. 171 Shri Lal Bahadur
Shri Narayan Chandra Patra
Shri Mahabir Gope
Shri Sahadeo Gope
Shri Laloo Kahar . Gate Man 173 Attendance clerk 173 174 Bore Hole Driller 175 Do. . General Mazdoor 176 Shri Khageshwar Gope 177 Do. Shri Jooloo Mia . Shri Jagdish Khir . Shri Lushu Mahato Do.
Night Guard
General Mahato
Attendance Clerk 178 179 180 Shri Suraj Prasad , 181 . Mining Sirdar Shri Makhan Singh 182 Shri Panoo Bhula . . Loading Mazdoor Do. 183 Shri Bedamia Bhuini Shri Batawa Bhuini Shri Kausiya Bhuini Shri Sitabia Bhuni Shri Pachin Bhuini 184 185 Do. 186 Do. 187 Do. Do. 188 Shri Bachoo Bhuia 189 Do. Shri Hjat Bhuia Shri Kappeorwa Bhuini 190 Do. Do. 191 Shri Bhado Bhuini 192 Do. Shri Basanti Bhuia Do. 193 Shri Saro Bhuini Shri Parmeshwar Bhuia Do. 194 195 Do. Shri Sukuwa Bhuia Do. 196 Shri Kahia Bhuini Do. 197 Shri Sarjoo Bhuia Shri Sitabia No. 2 Shri Nagwa Bhuia Shri Lilwa Bhuia 198 Do. 199 Do. 200 Do. Do. 201 Shri Badoo Turi

Ash Cooli

202

S1. N o.	Name				Designation
203	Shri Radhia Turin	,	<u> </u>		Ash Cooli
204	Shri Sankari Baurin				Screening & Bhatta
205	Shri Bisaka Baurin				Do.
206	Shri Phoolmani Baurin				Do.
207	Shri Mohani Baurin				Do.
208	Shri Dori Baurin		_		Do.
209	Shri Bindu Baurin				Do.
210	Shri Kamali Baurin				Do.
211	Shri Jhali Mundian				Do.
212	Shri Giri Baurin			,	Do.
213	·Shri Harimati Baurin				Do.
214	Shri Kusumi Baurin				Do.
215	Shri Phoolmani No. 2				Do.
216	Shri Pomi Baurin				Do.
217	Shri Champa Baurin				Do.
218	Shri Taro Baurin				Do.
219	Shri Ramdas Bauri				Do.
220	Shri Thoomi Baurin				Do.
22 I	Shri Dahni Baurin .				_Do.
222	Shri Ani Baurin		-		Do.
223	Shri Sashi Deshwali				Do.
224	Shri Bona Bhuia				Do.
225	Shri Chatroo Chamar				Miner Sardar
226	Shri Panchoo Bauri				Picking Mazdoor
227	Shri Ramjit_Bhula Staff .				_ Do.
228	Shri Gauri Bhushan Bose		-		Surveyor
229	Shri Narayan Das Banerjee				Head Clerk
230	Shri Prabhas Chandra Ghosh			•	Bill Clerk
231	Shri Mathan Chandra Sirkar				Pay Clerk
232	Shri Ghanshyam Chakravorty	7			Attendance Clerk
233	Shri Haripada Das		•	-	Overman
234	Shri Lakhilal Kumar	٠		•	<u>р</u> о.
235	Shri Mahadeo Chardra Sirkar			-	Do.
236	Shri Mukunda Mochi		•	•	Mining Sirdar
237	Shri Ashitosh Roy	٠		•	Register Keepe
238	Shri Mobarak Mia	•	•		Fitter Mistry
239	Shei Satrarayan Singh	•	•	٠	Peon
240	Shri Baleshwar Singh		•	٠	Do.
241	Shri Rama Dutta Singh	•	•	•	Watchman
242	Shri Mahloo Mahato	٠	•	•	Night Guard
243	Shri Maheshwar Singh	•			Depot Peon
244	Shri Rasool Mia				Mining Sudar

If not, to what relief are these workers entitled?

[No. 2/144/66-LRII.]

S.O. 3427.—Whereas the Central Government is of opinion that an industrial dispute exists between the employers in relation to the West Mudidih Colliery, Post Office Silua, District Dhanbad and their workmen in respect of the matters specified in the Schedule hereto annexed;

And, whereas the Central Government considers it desirable to refer the said dispute for adjudication;

Now, therefore, in exercise of the powers conferred by clause (d) of subsection (1) of section 10 of the Industrial Disputes Act, 1947 (14 of 1947), the Central Government hereby refers the said dispute for adjudication to the Industrial Tribunal, Dhanbad, constituted under section 7A of the said Act.

#### SCHEDULE

Whether the management of the West Mudidih Colliery was justified in terminating the services of Shri Ramasis Gope, Trammer, with effect from the 5th March 1965? If not, to what relief is the workman entitled.

[No. 8/153/66-LRII.]

## New Delhi, the 4th November 1966

S.O. 3428.—Whereas the Central Government is of opinion that an industrial dispute exists between the employers in relation to the Ray Colliery No. 3 Post Office Ray of Messrs. Karanpur Industries (Private) Limited, Hazaribagh and their workmen in respect of the matters specified in the Schedule hereto annexed;

And whereas the Central Government considers it desirable to refer the said dispute for adjudication;

Now, therefore, in exercise of the powers conferred by clause (d) of subsection (1) of section 10 of the Industrial Disputes Act, 1947 (14 of 1947), the Central Government hereby refers the said dispute for adjudication to the Industrial Tribunal, Dhanbad, constituted under section 7A of the said Act.

## SCHEDULE

- (1) Whether the management of Ray Colliery No. 3 Post Office Ray is justified in stopping from work, the following workmen, namely:—
  - (1) Shri Bansi Mahto, Boiling Cooly.
  - (2) Shri Ram Dhari, Trammer.
  - (3) Shri Sukna, Boiling Cooly.
  - (4) Shri Chait Ram, Trammer.
  - (5) Shri Biglaha, Boiling Cooly.
  - (6) Shri Jhankua, Boiling Cooly.
  - (7) Shri Chedi Ram, Boiling Cooly.
  - (8) Shri Jhubra, Trammer,
  - (9) Shri Sikari Gugha,
  - (10) Shri Budhna Gugha,
  - (11) Shri Ganeshi.
  - (12) Shri Balkua, Trammer.
  - (13) Shri Rambrich, Boiler Khalasi.
  - (14) Shri Jugeshwar, Trammer.
  - (2) If not, to what relief are these workmen entitled?

[No. 2/148/66-LRII.]

H. C. MANGHANI, Under Secy.

## (Department of Labour and Employment)

New Delhi, the 3rd November 1966

S.O. 3429.—In exercise of the powers conferred by section 9 of the Minimum Wages Act, 1948 (11 of 1948), the Central Government hereby nominate Shri O. Venkatachalam, Chief Labour Commissioner (Central) as an independent person on the Committee constituted by the notification of the Government of India in the late Ministry of Labour and Employment No. S.O. 2032, dated the 23rd September 1958 and appoints him as the Chairman of the said Committee, vice Shri Teja Singh Sahni and makes the following further amendment in the said notification, namely:—

"(1) Shri O. Venkatachalam, Chief Labour Commissioner (Central), New Delhi—Chairman".

[LWI-I-6(33)/66.]

O. P. TALWAR, Under Secv.

## (Department of Rehabilitation)

## (Office of the Chief Settlement Commissioner)

New Delhi, the 31st October 1961

S.O. 3430.—Whereas the Central Government is of the opinion that it is necessary to acquire Evacuee Properties specified in the Schedule hereto annexed in the

States of Delhi, Madhya Pradesh, Bihar and Orissa for a public purpose being a purpose connected with the relief and rehabilitation of displaced persons including payment of compensation to such persons.

Now, therefore, in exercise of the powers conferred by section 12 of the Displaced Persons (Compensation and Rehabilitation) Act, 1954 (44 of 1954), it is notified that the Central Government has decided to acquire and hereby acquires the evacuee properties specified in the schedule hereto annexed.

#### A SCHEDULE

All properties in the States of Delhi, Madhya Pradesh, Bihar and Orissa, which have vested in the Custodian under Section 11 of the Evacuee Interest (Separation) Act, 1951, as a result of adjudication by the Competent Officer under the provisions of the said Act upto 31st December, 1966 and in respect of which no appeal have been filled and if filed, have been rejected by the Appellate Officer.

[No. 22(14)Comp. & Prop./61.]

8.0. 3431.—Whereas the Central Government is of the opinion that it is necessary to acquire the evacuee properties specified in the schedule hereto annexed in the State of Punjab for a public purpose being a purpose connected with the relief and rehabilitation of displaced persons, including payment of compensation to such persons.

Now, therefore, in exercise of the powers conferred by section 12 of the Displaced Persons (Compensation and Rehabilitation) Act, 1954, (44 of 1954), it is notified that the Central Government has decided to acquire and hereby acquires the evacuee properties specified in the schedule hereto annexed.

## THE SCHEDULE

All properties in the State of Punjab which have vested in the Custodian under Section 11 of the Evacuee Interest (Separation) Act, 1951, as a result of adjudication by the Competent Officer under the provisions of the said Act upto 31st December, 1966, in respect of which appeals have not been filed, and if filed, have been rejected by the Appellate Officer concerned.

[No. 16(18)/58-Prop.II.Comp.]

S.O. 3432.—Whereas the Central Government is of the opinion that it is necessary to acquire the evacuee properties specified in the schedule hereto annexed in the State of Gujarat, Maharashtra, Andhra Pradesh, Madras, Mysore and Kerala for a public purpose being a purpose connected with the relief and rehabilitation of displaced persons including payment of compensation to such persons.

Now, therefore, in exercise of the powers conferred by section 12 of the Displaced Persons (Compensation and Rehabilitation) Act, 1954 (44 of 1954), it is notified that the Central Government has decided to acquire and hereby acquires the evacuee properties specified in the schedule hereto annexed.

## A SCHEDULE

All Properties in the States of Gujarat, Maharashtra, Madras, Mysore, Andhra Pradesh, and Kerala which have vested in the Custodian under Section 11 of the Evacuee Interest (Separation) Act, 1951, as a result of adjudication by the Competent Officer under the provisions of the said Act upto 31st December, 1968 and in respect of which no appeals have been filed, and if filed, have been rejected by the Appellate Officer.

[No. 1(27)/Comp. & Prop./61.]

S.O. 3433.—Whereas the Central Government is of the opinion that it is necessary to acquire the evacuee properties specified in the schedule hereto annexed in the State of Uttar Pradesh for a public purpose being a purpose connected with relief and rehabilitation of displaced persons, including payment of compensation to such persons.

Now, therefore, in exercise of the powers conferred by section 12 of the Displaced Persons (Compensation and Rehabilitation) Act, 1954 (44 of 1954), it is notified that the Central Government has decided to acquire and hereby acquires the evacuee properties specified in the schedule hereto annexed.

#### A SCHEDULE

All properties in the State of Uttar Pradesh which have vested in the Custodian under section 11 of the Evacuee Interest (Separation) Act, 1951, as a result of adjudication by the Competent Officer under the provisions of the said Act, upto 31st December, 1966, and in respect of which no appeals have been filed, and if filed, have been rejected by the Appellate Officer.

[No. 2(21)Comp. & Prop./61.]

S.O. 3434.—Whereas the Central Government is of the opinion that it is necessary to acquire the evacuee properties specified in the schedule hereto annexed in the State of Rajasthan for a public purpose being a purpose connected with the relief and rehabilitation of displaced persons, including payment of compensation to such persons.

Now, therefore, in exercise of powers conferred by Section 12 of the Displaced Persons (Compensation and Rehabilitation) Act, 1954 (44 of 1954), it is notified that the Central Government has decided to acquire and hereby acquires, the evacuee properties specified in the schedule hereto annexed.

#### A SCHEDULE

All properties in the State of Rajasthan which have vested in Custodian under Section 11 of the Evacuee Interest (Separation) Act, 1951, as a result of adjudication by the Competent Officer under the provisions of the said Act, upto 31st December, 1966, and in respect of which no appeals have been filed, and if filed, have been rejected by the Appellate Officer.

[No. 22(13)Comp. & Prop./61.]

## New Delhi, the 3rd November 1966

S.O. 3435.—In exercise of the powers conferred by Sub-Section (1) of Section 3 of the Displaced Persons (Compensation and Rehabilitation) Act, 1954 (No. 44 of 1954), the Central Government hereby appoints Shri Nakul Sen, Assistant Custodian in the Office of the Regional Settlement Commissioner, Bombay, as Assistant Settlement Officer for the purpose of performing the functions assigned to such officers by or under the said Act with effect from the date he took over charge of his post.

[No. 7 (5) AGZ/66.]

S. O. 3436.—In exercise of the powers conferred by Clause (a) of Sub-Section (2) of Section 16 of the Displaced Persons (Compensation and Rehabilitation) Act, 1954 (44 of 1954) the Central Government hereby appoints for the States of Maharashtra, Gujarat, Andhra Pradesh, Madras, Mysore and Kerala, Shri Nakul Sen, Assistant Custodian in the office of Regional Settlement Commissioner, Bombay, as Managing Officer for the custody, Management and disposal of compensation pool with effect from the date he took over charge of his office.

[No. 7(5) AGZ/66.]

A. G. VASWANI,

Settlement Commissioner (A) & Ex-Officio Under Secy.

## (Department of Rehabilitation)

# (Office of the Regional Settlement Commissioner, Rajasthan & M.P.) ORDER

New Delhi, the 2nd November 1966

S.O. 3437.—In exercise of the powers conferred on the Settlement Commissioner by Sub-section 3 of Section 34 of the Displaced Persons (Compensation and Rehabilitation) Act 1954 (44 of 1954), he hereby delegates with immediate effect his powers to hear appeals under Section 22 of the said Act, to Shri J. N. Vali, Settlement Officer, till further orders.

[No. 43(1) RSC/MP/Admn./62/1134.]

GULAB L. AJWANI, Regional Settlement Commissioner.

### MINISTRY OF INFORMATION AND BROADCASTING

New Delhi, the 31st October 1966

S.O. 3438.—In exercise of the powers conferred by Section 5(1) of the Cinematograph Act, 1952, and sub-rule (3) of rule 8 read with sub-rule 2 of rule 9 of the Cinematograph (Censorship) Rules, 1958, the Central Government hereby appoints Shri T. J. M. Wilson, as a member of the Advisory Panel of the said Board at Madras with immediate effect.

[No. 11/8/65-FC.]

## New Delhi, the 2nd November 1966

S.O. 3439.—In exercise of the powers conferred by Sub-Section (1) of Section 3 of the Cinematograph Act, 1952, read with rule 5 of the Cinematograph (Censorship) Rules, 1958, the Central Government hereby appoints Kumari A. M. Nadkarni as a member of the Central Board of Film Censors with effect from 2nd November. 1966 to 27th May, 1968, vice Shri Tara Shankar Banerjee resigned.

[No. F. 11/1/63-FC.]

**S.O. 3440.**—The Central Government has accepted the resignation of Shri Tara Shankar Banerjee, from membership of the Central Board of Film Censors with effect from 2nd November, 1966.

[No. F. 11/1/63-FC.]

D. R. KHANNA, Dy. Secy.

## MINISTRY OF FINANCE

# (Department of Economic Affairs)

New Delhi, the 3rd November 1966

S.O. 3441. Statement of the Affairs of the Reserve Bank of India as on the 28th October 1966

BANKING DEPARTMENT										
LIABILITIES	Rs.	Assets								Rs.
Capital Paid Up	5,00,00,000	Notes .		•			•	•		40,10,93 <b>,000</b>
		Rupee Coin		•	•	•	•		•	10,26,000
Reserve Fund	80,00,00,000	Small Coin		•	•	•	•	•	-	3,95,000
National Agricultural Credit (Long Tern		Bills Purchased	and D	ecount	ed :	-				
Operations) Fund	115,00,00,000	(a) Intern	. لمر							••
		(b) Exter	nal .		•	•				
		(c) Gove	mment '	Г <del>геав</del> ц	ry Bü	ls.	•	•		267,85,05,000
National Agricultural Credit (Stabilisation) Fund	16,00,00,000	Balances Held Investments**		' :	:	٠.		•	-	13,71,45 <b>,000</b> 198,86,93 <b>,00</b> 0
National Industrial Credit (Long Term Operations) Fund	20,00,00,000	Loans and Ad	ASDCCI	to :						
		(i) Centre	i Govern	meni	•		•	•		
		660 State	Governo	enta 6	· .					50,50,51,000

Liabilities		Rs.	Assers	Rs.
Deposits:-			Losns and advances to :	
(a) Government :			(i) Scheduled Commercial Banks†	2,05,00,00
			(ii) State Co-operative Banks;	157,71,66,00
			(iii) Others	3, 31,01,00
(i) Central Government		100,15,79,000	Loans, Advances and Investments from National Agricultural Credit (Long Term Operations) Fund—	ı '
(ii) State Governments		13,37,53,000	(a) Loans and Advances to :	
		-	(i) State Governments	29,31,88,000
	-		(ii) State Co-operative Banks	13,62,57,000
			(iii) Central Land Mortgage Banks	
(b) Banks :-			(b) Investment in Central Land Mortgage Bank Debentures	6,61,22,000
(i) Scheduled Commercial Banks .		113,63,51,000	Loans and Advances from National Agricultural Credit (Stabilisation) Fund-	
(ii) Scheduled State Co-operative Bank	<b>.</b>	4,92,32,000	Loans and Advances to State Co-operative Banks	4,11,68,000
(iii) Non-Scheduled State Co-operative	Banks	55,90,000	•	
(iv) Other Banks		3,91,000	Loans, Advances and Investments from National Industrial Credit (Long Term Operations) Fund—	
(e) Others		263,10,46,000	(a) Losns and Advances to the Development Bank .	4,09,17,000
			(b) Investment in bonds/debentures issued by the	
Bills Payable Other Liabilities	: :	37 <b>,</b> 79,14, <b>000</b> 54,08,50, <b>000</b>	Development Bank	31,63,79, <b>000</b>
Rup	ces .	823,67,06,000	Rupees	823,67,06,000

<sup>• \*</sup>Bxcluding investments from the National Agricultural Credit (Long Term Operations) Fund and the National Industrial Caedit (Long Term Operations) Fund.

<sup>@</sup>Excluding Loans and Advances from the National Agricultural Credit (Long Term Operations) Fund, but including temporary overdrafts to State Governments.

<sup>†</sup>Includes Rs. NIL advanced to scheduled commercial banks against usance bills under section 17(4)(c) of the R. B. I. Act.

<sup>‡</sup>Excluding Loans and Advances from the National Agricultural Credit (Long Term Operations) Fund and the National Agricultural Credit (Stabilisation) Fund.

## An Account pursuant to the Reserve Bank of India Act, 1934, for the week ended the 28th day of October, 1966

## ISSUE DEPARTMENT

Liabilities Rs.  Notes held in the Banking Department 40,10,93,000					Rs.	Rs.	Assets		Rs.	Rs.
					40,10,93,000		Gold Coin and Bullion:-			
Notes in circulation	•		•	•	2735,96,21,000		(a) Held in India		115,89,25,000	
							(b) Held outside India		••	
Total Notes issued				•		<b>27</b> 76,07,14,000	Foreign Securities		176,42,01,000	
							Total .			292,31,26,000
							Rupee Coin			93,84,29,000
							Government of India Rupee Securit	ies		2389,91,59,000
							Internal Bills of Exchange and oth commercial paper	er		1.
TOTAL LIABILITIES						2776,07,14,000	Total Assets ,			2776,07,14,000
Dated the 2nd day of	Nove	mbe	г 1960	5.				P. C.	BHATTACHARYYA	Governor.

[No. F. 3(3)-BC/66.] V. SWAMINATHAN Under Secy.

# MINISTRY OF FOOD, AGRICULTURE, COMMUNITY DEVELOPMENT AND COOPERATION

## (Department of Co-operation)

New Delhi, the 3rd November 1966

- S.O. 3442.—In exercise of the powers conferred by Section 5B of the Multi-Unit Cooperative Societies Act, 1942 (6 of 1942) and in supersession of the former Ministry of Community Development, Panchayati Raj and Cooperation (Department of Cooperation) Notification No. 3-17/62-CT dated the 30th August 1962, the Central Government hereby directs that all powers or authority exercisable by the Central Registrar of Cooperative Societies under the said Act shall also be exercisable, by the following officers in respect of Multi-Unit Cooperative Societies, specified against their names, namely:—
  - 1. Shri V. P. Johar, Registrar of Cooperative Societies, Government of Hariyana, Chandigarh
    - garh.

      2. Shri R. S. Phoolka, Registrar of Cooperative Societies, Government of Punjab, Chandigarh.

Societies which are or are deemed to be actually registered in the State concerned.

> [No. F. 7-13/66-Credit.] V. V. NATHAN, Dv. Secv.

> > ग्रध्यक्ष

## उद्योग मंत्रालय

## त्रादेश

नई दिल्ली, 25 श्रक्तुबर, 1966

एस० भ्रो० 3443. उद्योग विकास तथा विनियमन अधिनियम, 1951 (1951 का 65) की धारा 6 के द्वारा प्रदत्त शक्तियों का प्रयोग करते हुए तथा विकास परिषदें (प्रक्रिया संबंधी) नियम, 1962 के नियम, 2, 4 श्रीर 5 के साथ पढ़ते हुए भारत सरकार के भूतपूर्व उद्योग तथा संभरण मंत्रालय के समय-समय पर संशोधित रूप में आदेश संख्या आई० छी० आर० ए०/6/17, दिनांक 14 सितम्बर, 1964 के अधीन नियुक्त किये गये सदस्यों के स्थान पर, जिन का कार्यकाल समय व्यतीत हो जाने के कारण श्रथवा श्रन्थथा समाप्त हो गया है, केन्द्रीय सरकार एत्स् द्वारा इस् आदेश के जारी होने की तारीख से दो वर्षों की अवधि के लिये निम्नलिखित व्यक्तियों कागज, लुग्दी के निर्माण या उत्पादन में लगे उद्योगों और सम्बद्ध उद्योगों के अनुसूचित उद्योगों की विकास परिषदों के मदस्य नियुक्त करती है:

## कागज, लुगबी तथा सम्बद्ध उद्योगों की विकास परिपव

- श्री एम० एल० जुत्शी
   मेसर्स करमचन्द थापर एन्ड ब्रद्स, प्रा० लि॰ थापर हाउस, 25, ब्रबोर्न रोड, कसकत्त[-1]
- श्री श्रादेश्वर प्रसाद, मेसर्स रोहतास इण्डस्ट्रीज लि०, डालिमया नगर (बिहार)
- श्री एन० एस० सदावर्त,
   मेसर्स सेन्द्रल पल्प मिल्स लि०,
   1183, शिवाजी नगर, फाग सन कालेज रोड,
   पूना -5।

- श्रीपी० जी० राव.
  - मार्डन पैकेजिंग लिमिटेड.

टाइसिकन हाउस, हेन्स रोड, बम्बई-11।

5. श्रीपी० के० नन्दा.

महा प्रबन्धक,

मेसर्स स्टाप्राडक्ट्स लि॰, 2, मैंगो लेन,

कलकत्ता ।

6. श्रीबी० डी० मोमानी,

श्रान्ध्र प्रदेश पल्प एण्ड पेपर मिल्स लि०,

राजमुन्द्री (श्रान्ध्र)

7. श्री एस० मज्मदार, ग्रसिस्टेण्ट वर्क्स मैंनेजर.

नेशानल न्यूजप्रिन्ट ऐण्ड पेपर मिल्स० लि०,

नेपा नगर (म०प्र०)।

श्री जी० गांगन, प्रबन्ध निदेशक,

मेसर्स टाटा जान्सन लि०,

जमशेदपुर - 1। 9. श्री शंकर घोष, प्रबन्ध निदेशक,

टीटागढ़ पेपर मिल्स कं० लि०,

चार्टर्ड बेंक बिल्डिंग,

कलकत्ता ।

10. श्री स्रार०पी० भागंब, महा प्रबन्धक, स्टार पेपर मिल्स लि॰,

सहारनपुर (उ०प्र०)।

11 वन महानिरीक्षक,

खाद्य तथा कृषि मंत्रालय (कृषि विभाग),

कृषि भवन, नई दिल्ली।

12. प्रेसीडेन्ट.

फारेस्ट रिसर्च इन्सटीट्यूट एण्ड कॉलेज, न्यु फारेस्ट, पो० भ्रा० देहरांदून ।

13. श्री ए० डी० शिवननजप्पा,

चैयरमैन.

मैसूर पेपर मिल्स लि०,

भद्रावती, मैंसूर।

14. श्री एस० विषवनाथन, प्रबन्ध निदेशक,

मेसर्स शेषशायी पेपर मिल्स लि०, श्रलेम्जेन्ड्रा रोड,

तिरुचिरापल्ली (मद्रास राज्य)।

15. श्री एस० एन० भण्डारी,

मेसर्स भ्रोरियन्ट पेपर मिल्स एण्ड सीरपुर पेपर मिल्स लि०, 15, इंडिया इक्सचेंज प्लेस, कलकत्ता -1।

16. डा०जी०एम० व्यास,

तकनीकी निदेशकः, मेसर्स ग्वालियर रेयन सिरुक मैन्यू फैक्चरिंग ऐण्ड वीर्विग कं० (बुड पल्प डिवीजन) बिङ्लाकुटम, काजीकोडे ।

17. श्री एस० बी० बत्रा,

मेसर्स भारत कार्बन ऐण्ड रिबन मैंन्यू फैक्चरिंग कं० लि०, एन०-75, कनाट सरकस, नई दिल्ली ।

- 18. श्री के विश्वनाथन, महाप्रबन्धक, मेसर्स रोल्स प्रिंट कं ० लि०, 6, चौरंगी रोड, कलकत्ता - 1।
- 19. श्री एस० वेंकटारमैंया, मेसर्स वैंकटरामा ऐफ्ड कं०, नारायणगुडा, हैदराबाद ।
- 20. श्री एस॰ शिवशैलम, दि एसोशियेटेड प्रिटर्स (मद्रास)) लि॰, 165, मांजट रोड, मद्रास -2।
- 21' श्री एच०पी० धनुक, प्रबन्ध निदेशक, मेसर्स बंगाल पेपर मिल्स कं० लि०, 14, नेताजी सुभाष रोड, कलकत्ता -1।
- 22. श्री जे० एम० पटेल,
  मेसर्स विजय श्रार्ट प्रिटिंग वक्सं,
  हसन चैम्बर्स, पारसी बाजार, बम्बई-1 ।
- 23. श्री सी० बालसुब्रह्मण्यम, उप सिचव, उद्योग मंद्रालय, नई दिल्ली।
- 24. पूर्ति निदेशक (कागज),पूर्ति तथा निपटान का महानिदेशालय, पालियामेंट स्ट्रीट, नई दिल्ली ।
- 25. श्री एन० नरसिंहन, विकास ग्रधिकारी तकनीकी विकास को महानिदेशालय, नई दिल्ली।

## 26 से 30. बाद में घोषित किये जायेंग।

2. श्री एन० नर्रासहन, विकास ग्रधिकारी, तकनीकी विकास का महानिदेशालय, नई दिल्ली को एतपूर्वारा उपर्युक्त विकास परिषद के सचिव का कार्य करने के लिए नियुक्त किया जाता है।

> [एस० श्रो०-पी०/डी० सी०/III/66] [स॰एल॰श्राई० (3)-17 (154) / 66-डेब० कॉसिल] सो० बालसुब्रह्मण्यम, उप सचिव।

## MINISTRY OF COMMERCE

#### ORDER.

## EXPORT TRADE CONTROL

New Delhi, the 5th November 1966

**S.O. 3444.**—In exercise of the powers conferred by section 3 of the Imports and Exports (Control) Act, 1947 (18 of 1947), the Central Government hereby makes the following further amendments to the Exports (Control) Order, 1962, namely:—

In Part A of Schedule I to the said Order, after Item No. 27, the following item shall be added:—

"28. Beef."

[Issued from File No. 24(5)/66-E.I.]

[No. E(C)O,1962/AM(113).]
P. D. KASBEKAR,
Chief Controller of Imports and Exports